

Union Calendar No. 205

114TH CONGRESS
1ST SESSION

H. R. 1880

[Report No. 114-271]

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

SEPTEMBER 30, 2015

Additional sponsor: Mr. PEARCE

SEPTEMBER 30, 2015

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

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.

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 “Albuquerque Indian
5 School Land Transfer Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) 19 PUEBLOS.—The term “19 Pueblos”
9 means the New Mexico Indian Pueblos of—

- 10 (A) Acoma;
- 11 (B) Cochiti;
- 12 (C) Isleta;
- 13 (D) Jemez;
- 14 (E) Laguna;
- 15 (F) Nambe;
- 16 (G) Ohkay Owingeh (San Juan);
- 17 (H) Picuris;
- 18 (I) Pojoaque;
- 19 (J) San Felipe;
- 20 (K) San Ildefonso;
- 21 (L) Sandia;
- 22 (M) Santa Ana;
- 23 (N) Santa Clara;
- 24 (O) Santo Domingo;
- 25 (P) Taos;

1 (Q) Tesuque;

2 (R) Zia; and

3 (S) Zuni.

4 (2) MAP.—The term “map” means the map en-
5 titled “The Town of Albuquerque Grant, Bernalillo
6 County, within Township 10 North, Range 3 East,
7 of the New Mexico Principal Meridian, New Mex-
8 ico—Metes and Bounds Survey” and dated August
9 12, 2011.

10 (3) SECRETARY.—The term “Secretary” means
11 Secretary of the Interior.

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

14 (a) ACTION BY SECRETARY.—

15 (1) IN GENERAL.—The Secretary shall take
16 into trust all right, title, and interest of the United
17 States in and to the Federal land described in sub-
18 section (b) for the benefit of the 19 Pueblos imme-
19 diately after the Secretary determines that the re-
20 quirements of the National Environmental Policy
21 Act of 1969 (42 U.S.C. 4321 et seq.) have been sat-
22 isfied regarding the trust acquisition of the Federal
23 land.

24 (2) ADMINISTRATION.—The Secretary shall—

1 (A) take such action as the Secretary de-
2 termines to be necessary to document the trans-
3 fer under paragraph (1); and

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

7 (b) DESCRIPTION OF LAND.—The Federal land re-
8 ferred to in subsection (a)(1) is the 4 tracts of Federal
9 land, the combined acreage of which is approximately
10 11.11 acres, that were historically part of the Albuquerque
11 Indian School, more particularly described as follows:

12 (1) ABANDONED INDIAN SCHOOL ROAD.—The
13 approximately 0.83 acres located in sec. 7 and sec.
14 8 of T. 10 N., R. 3 E., of the New Mexico Principal
15 Meridian in Albuquerque, New Mexico, as identified
16 on the map.

17 (2) SOUTHERN PART TRACT D.—The approxi-
18 mately 6.18 acres located in sec. 7 of T. 10 N., R.
19 3 E., of the New Mexico Principal Meridian in Albu-
20 querque, New Mexico, as identified on the map.

21 (3) TRACT 1.—The approximately 0.41 acres lo-
22 cated in sec. 7 of T. 10 N., R. 3 E., of the New
23 Mexico Principal Meridian in Albuquerque, New
24 Mexico, as identified on the map.

1 (4) WESTERN PART TRACT B.—The approxi-
2 mately 3.69 acres located in sec. 7 of T. 10 N., R.
3 3 E., of the New Mexico Principal Meridian in Albu-
4 querque, New Mexico, as identified on the map.

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

11 (d) USE OF LAND.—The Federal land taken into
12 trust under subsection (a) shall be used for the edu-
13 cational, health, cultural, business, and economic develop-
14 ment of the 19 Pueblos.

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

20 (f) BUREAU OF INDIAN AFFAIRS USE.—

21 (1) IN GENERAL.—The 19 Pueblos shall allow
22 the Bureau of Indian Affairs to continue to use the
23 land taken into trust under subsection (a) for the fa-
24 cilities and purposes as in existence on the date of

1 enactment of this Act, in accordance with paragraph
2 (2).

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

5 (A) be free of any rental charge; and

6 (B) continue until such time as the Sec-
7 retary determines there is no further need for
8 the existing Bureau of Indian Affairs facilities.

9 **SEC. 4. EFFECT OF OTHER LAWS.**

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

13 (b) GAMING.—No class I gaming, class II gaming,
14 or class III gaming (as defined in section 4 of the Indian
15 Gaming Regulatory Act (25 U.S.C. 2703)) shall be carried
16 out on the Federal land taken into trust under section
17 3(a).

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