

Calendar No. 411

118TH CONGRESS
2D SESSION**H. R. 1240****[Report No. 118–180]**

IN THE SENATE OF THE UNITED STATES

FEBRUARY 6, 2024

Received; read twice and referred to the Committee on Indian Affairs

JUNE 3, 2024

Reported by Mr. SCHATZ, without amendment

AN ACT

To transfer administrative jurisdiction of certain Federal lands from the Army Corps of Engineers to the Bureau of Indian Affairs, to take such lands into trust for the Winnebago Tribe of Nebraska, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Winnebago Land
3 Transfer Act of 2023”.

4 **SEC. 2. LAND TO BE TAKEN INTO TRUST.**

5 (a) IN GENERAL.—Subject to all valid existing rights,
6 all right, title, and interest (including improvements and
7 appurtenances) of the United States in and to the Federal
8 lands described in subsection (b), those Federal lands—

9 (1) are declared to be part of the Winnebago
10 Reservation created by the Treaty between the
11 United States and the Winnebago Tribe in 1865;
12 and

13 (2) shall be held in trust by the United States
14 for the benefit of the Winnebago Tribe of Nebraska
15 subject to the same terms and conditions as those
16 lands described in the Treaty with the Winnebago
17 Tribe, 1865 (14 Stat. 671).

18 (b) FEDERAL LANDS DESCRIBED.—The Federal
19 lands described in this subsection are the following:

20 (1) That portion of Tract No. 119, the descrip-
21 tion of which is filed in the United States District
22 Court for the Northern District of Iowa (Western
23 Division), Civil Case No. 70–C–3015–W, executed
24 May 11, 1973, said tract being situated in Section
25 8 and the accretion land thereto, the Southwest
26 Quarter of Section 9, the West Half of Section 16,

1 the East Half of Section 17, Township 86 North,
2 Range 47 West of the Fifth Principal Meridian,
3 Woodbury County, Iowa, lying Easterly of the Ne-
4 braska/Iowa State Line and Southerly of the Eas-
5 terly extension of the North line of the Winnebago
6 Reservation.

7 (2) Tract No. 210, as described in Schedule
8 “A” of the “Declaration of Taking, Legal Descrip-
9 tion of Tract 210 and Judgment on Stipulation and
10 Order of Distribution”, filed in the United States
11 District Court for the Northern District of Iowa
12 (Western Division), Civil Case No. 70–C–3015–W.

13 (3) Tract No. 113, as described in the “Judg-
14 ment on Declaration of Taking and Legal Descrip-
15 tion of Tract 113”, filed in the United States Dis-
16 trict Court for the District of Nebraska, Civ. No.
17 03498.

18 (c) GAMING PROHIBITION.—Class II and class III
19 gaming under the Indian Gaming Regulatory Act (25

- 1 U.S.C. 2701 et seq.) shall not be allowed at any time on
- 2 the land taken into trust under subsection (a).

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