

104TH CONGRESS
1ST SESSION

H. R. 740

To confer jurisdiction on the United States Court of Federal Claims with respect to land claims of Pueblo of Isleta Indian Tribe.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 30, 1995

Mr. SKEEN (for himself and Mr. SCHIFF) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To confer jurisdiction on the United States Court of Federal Claims with respect to land claims of Pueblo of Isleta Indian Tribe.

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. JURISDICTION.**

4 Notwithstanding sections 2401 and 2501 of title 28,
5 United States Code, and section 12 of the Act of August
6 13, 1946 (60 Stat. 1052), or any other law which would
7 interpose or support a defense of untimeliness, jurisdiction
8 is hereby conferred upon the United States Court of Fed-
9 eral Claims to hear, determine, and render judgment on
10 any claim by Pueblo of Isleta Indian Tribe of New Mexico

1 against the United States with respect to any lands or in-
2 terests therein the State of New Mexico or any adjoining
3 State held by aboriginal title or otherwise which were ac-
4 quired from the tribe without payment of adequate com-
5 pensation by the United States. As a matter of adequate
6 compensation, the United States Claims Court may award
7 interest at a rate of five percent per year to accrue from
8 the date on which such lands or interests therein were ac-
9 quired from the tribe by the United States. Such jurisdic-
10 tion is conferred only with respect to claims accruing on
11 or before August 13, 1946, and all such claims must be
12 filed within three years after the date of enactment of this
13 Act. Such jurisdiction is conferred notwithstanding any
14 failure of the tribe to exhaust any available administrative
15 remedy.

16 **SEC. 2. CERTAIN DEFENSES NOT APPLICABLE.**

17 Any award made to any Indian tribe other than the
18 Pueblo of Isleta Indian Tribe of New Mexico before, on,
19 or after the date of the enactment of this Act under any
20 judgment of the Indian Claims Commission or any other
21 authority with respect to any lands that are the subject
22 of a claim submitted by the tribe under section 1 shall
23 not be considered a defense, estoppel, or set-off to such

1 claim, and shall not otherwise affect the entitlement to,
2 or amount of, any relief with respect to such claim.

