

Calendar No. 299

113TH CONGRESS
2D SESSION**S. 611****[Report No. 113–136]**

To make a technical amendment to the T’uf Shur Bien Preservation Trust Area Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 19, 2013

Mr. UDALL of New Mexico (for himself and Mr. HEINRICH) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

JANUARY 28, 2014

Reported by Ms. CANTWELL, with an amendment

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

To make a technical amendment to the T’uf Shur Bien Preservation Trust Area Act, 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 “Sandia Pueblo Settle-
5 ment Technical Amendment Act”.

1 **SEC. 2. SANDIA PUEBLO SETTLEMENT TECHNICAL AMEND-**
 2 **MENT.**

3 Section 413(b) of the T'uf Shur Bien Preservation
 4 Trust Area Act (16 U.S.C. 539m–11(b)) is amended—

5 (1) in the first sentence of paragraph (4), by
 6 striking “conveyance” and inserting “the title to be
 7 conveyed”; and

8 (2) by adding at the end the following:

9 “(6) FAILURE TO EXCHANGE.—

10 “(A) IN GENERAL.—If the land exchange
 11 authorized under paragraph (1) is not com-
 12 pleted by the date that is 90 days after the date
 13 of enactment of this paragraph, the Secretary,
 14 on receipt of consideration under subparagraph
 15 (B) and at the request of the Pueblo and the
 16 Secretary of the Interior, shall transfer the Na-
 17 tional Forest land generally depicted as ‘Land
 18 to be Held in Trust’ on the map entitled
 19 ‘Sandia Pueblo Settlement Technical Amend-
 20 ment’ and dated December 7, 2011, to the Sec-
 21 retary of the Interior to be held in trust by the
 22 United States for the Pueblo, subject to the
 23 condition that the land remain as open space,
 24 with the natural characteristics of the land to
 25 be preserved in perpetuity.

1 “(B) CONSIDERATION.—In consideration
 2 for the National Forest land to be held in trust
 3 under subparagraph (A), the Pueblo shall—

4 “(i) convey to the Secretary the La
 5 Luz tract; and

6 “(ii) pay to the Secretary the amount
 7 that is equal to the difference between—

8 “(I) the amount that is equal to
 9 the fair market value of the National
 10 Forest land; as subject to the condi-
 11 tion that the National Forest land re-
 12 main as open space; with the natural
 13 characteristics of the land to be pre-
 14 served in perpetuity; and

15 “(II) the amount that is equal to
 16 the sum of—

17 “(aa) the amount of com-
 18 pensation owed to the Pueblo by
 19 the Secretary for the right-of-way
 20 and conservation easement on the
 21 Piedra Lisa tract under sub-
 22 section (c)(2); and

23 “(bb) the amount that is
 24 equal to the fair market value of
 25 the La Luz tract.

“(C) USE OF FUNDS.—Any amounts received by the Secretary under this paragraph shall be—

“(i) deposited in the fund described in paragraph (3); and

“(ii) available to the Secretary, without further appropriation and until expended, for the acquisition of land or interests in land in the National Forest System.”.

SECTION 1. SHORT TITLE.

This Act may be cited as the “Sandia Pueblo Settlement Technical Amendment Act”.

SEC. 2. SANDIA PUEBLO SETTLEMENT TECHNICAL AMENDMENT.

Section 413(b) of the T’uf Shur Bien Preservation Trust Area Act (16 U.S.C. 539m–11(b)) is amended—

(1) in the first sentence of paragraph (4), by striking “conveyance” and inserting “title to be conveyed”; and

(2) by adding at the end the following:

“(6) FAILURE TO EXCHANGE.—

“(A) IN GENERAL.—If the land exchange authorized under paragraph (1) is not completed by the date that is 30 days after the date of en-

actment of this paragraph, the Secretary, on request of the Pueblo and the Secretary of the Interior, shall transfer the National Forest land generally depicted as ‘Land to be Held in Trust’ on the map entitled ‘Sandia Pueblo Settlement Technical Amendment Act’ and dated October 18, 2013, to the Secretary of the Interior to be held in trust by the United States for the Pueblo—

“(i) subject to the restriction enforced by the Secretary of the Interior that the land remain undeveloped, with the natural characteristics of the land to be preserved in perpetuity; and

“(ii) consistent with subsection (c).

“(B) *OTHER TRANSFERS.*—After the transfer under subparagraph (A) is complete, the Secretary of the Interior, with the consent of the Pueblo, shall—

“(i) transfer to the Secretary, consistent with section 411(c)—

“(I) the La Luz tract generally depicted on the map entitled ‘Sandia Pueblo Settlement Technical Amend-

1 *ment Act’ and dated October 18, 2013;*
2 *and*

3 *“(II) the conservation easement*
4 *for the Piedra Lisa tract generally de-*
5 *picted on the map entitled ‘Sandia*
6 *Pueblo Settlement Technical Amend-*
7 *ment Act’ and dated October 18, 2013;*
8 *and*

9 *“(ii) grant to the Secretary a right-of-*
10 *way for the Piedra Lisa Trail within the*
11 *Piedra Lisa tract generally depicted on the*
12 *map entitled ‘Sandia Pueblo Settlement*
13 *Technical Amendment Act’ and dated Octo-*
14 *ber 18, 2013.”.*

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