

Calendar No. 194114TH CONGRESS
1ST SESSION**S. 986****[Report No. 114-114]**

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 SENATE OF THE UNITED STATES

APRIL 16, 2015

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

AUGUST 4, 2015

Reported by Mr. BARRASSO, without amendment

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”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) 19 PUEBLOS.—The term “19 Pueblos”
4 means the New Mexico Indian Pueblos of—

5 (A) Acoma;

6 (B) Cochiti;

7 (C) Isleta;

8 (D) Jemez;

9 (E) Laguna;

10 (F) Nambe;

11 (G) Ohkay Owingeh (San Juan);

12 (H) Picuris;

13 (I) Pojoaque;

14 (J) San Felipe;

15 (K) San Ildefonso;

16 (L) Sandia;

17 (M) Santa Ana;

18 (N) Santa Clara;

19 (O) Santo Domingo;

20 (P) Taos;

21 (Q) Tesuque;

22 (R) Zia; and

23 (S) Zuni.

24 (2) MAP.—The term “map” means the map en-
25 titled “The Town of Albuquerque Grant, Bernalillo
26 County, within Township 10 North, Range 3 East,

1 of the New Mexico Principal Meridian, New Mex-
2 ico—Metes and Bounds Survey” and dated August
3 12, 2011.

4 (3) SECRETARY.—The term “Secretary” means
5 Secretary of the Interior.

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

8 (a) ACTION BY SECRETARY.—

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

18 (2) ADMINISTRATION.—The Secretary shall—

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

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

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

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

11 (2) SOUTHERN PART TRACT D.—The approxi-
12 mately 6.18 acres located in sec. 7 of T. 10 N., R.
13 3 E., of the New Mexico Principal Meridian in Abu-
14 querque, New Mexico, as identified on the map.

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

19 (4) WESTERN PART TRACT B.—The approxi-
20 mately 3.69 acres located in sec. 7 of T. 10 N., R.
21 3 E., of the New Mexico Principal Meridian in Abu-
22 querque, New Mexico, as identified on the map.

23 (c) SURVEY.—The Secretary shall conduct a survey
24 of the Federal land to be transferred consistent with sub-
25 section (b) and may make minor corrections to the survey

1 and legal description of the Federal land described in sub-
2 section (b) as the Secretary determines to be necessary
3 to correct clerical, typographical, and surveying errors.

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

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

13 (f) BUREAU OF INDIAN AFFAIRS USE.—

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

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

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

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

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

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

5 (b) GAMING.—No class I gaming, class II gaming,
6 or class III gaming (as defined in section 4 of the Indian
7 Gaming Regulatory Act (25 U.S.C. 2703)) shall be carried
8 out on the Federal land taken into trust under section
9 3(a).

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