

114TH CONGRESS
2D SESSION

H. R. 4685

IN THE SENATE OF THE UNITED STATES

JULY 6, 2016

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

AN ACT

To take certain Federal lands located in Tulare County, California, into trust for the benefit of the Tule River Indian Tribe, 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 “Tule River Indian Res-
3 ervation Land Trust, Health, and Economic Development
4 Act”.

5 **SEC. 2. LANDS TO BE TAKEN INTO TRUST.**

6 (a) IN GENERAL.—Subject to subsection (b), valid,
7 existing rights, and management agreements related to
8 easements and rights-of-way, all right, title, and interest
9 (including improvements and appurtenances) of the
10 United States in and to the approximately 34 acres of
11 Federal lands generally depicted on the map titled “Pro-
12 posed Lands to be Held in Trust for the Tule River Tribe”
13 and dated May 14, 2015, are hereby held in trust by the
14 United States for the benefit of the Tule River Indian
15 Tribe.

16 (b) EASEMENTS AND RIGHTS-OF-WAY.—For the pur-
17 poses of subsection (a), valid, existing rights include any
18 easement or right-of-way for which an application is pend-
19 ing with the Bureau of Land Management on the date
20 of the enactment of this Act. If such application is denied
21 upon final action, the valid, existing right related to the
22 application shall cease to exist.

23 (c) AVAILABILITY OF MAP.—The map referred to in
24 subsection (a) shall be on file and available for public in-
25 spection at the office of the California State Director, Bu-
26 reau of Land Management.

1 (d) CONVERSION OF VALID, EXISTING RIGHTS.—

2 (1) CONTINUITY OF USE.—Any person claiming
3 in good faith to have valid, existing rights to lands
4 taken into trust by this Act may continue to exercise
5 such rights to the same extent that the rights were
6 exercised before the date of the enactment of this
7 Act until the Secretary makes a determination on an
8 application submitted under paragraph (2)(B) or the
9 application is deemed to be granted under paragraph
10 (3).

11 (2) NOTICE AND APPLICATION.—Consistent
12 with sections 2800 through 2880 of title 43, Code
13 of Federal Regulations, as soon as practicable after
14 the date of the enactment of this Act, the Secretary
15 of the Interior shall notify any person that claims to
16 have valid, existing rights, such as a management
17 agreement, easement, or other right-of-way, to lands
18 taken into trust under subsection (a) that—

19 (A) such lands have been taken into trust;
20 and

21 (B) the person claiming the valid, existing
22 rights has 60 days to submit an application to
23 the Secretary requesting that the valid, existing
24 rights be converted to a long-term easement or
25 other right-of-way.

1 (3) DETERMINATION.—The Secretary of the In-
2 terior shall grant or deny an application submitted
3 under paragraph (2)(B) not later than 180 days
4 after the application is submitted. Such a determina-
5 tion shall be considered a final action. If the Sec-
6 retary does not make a determination within 180
7 days after the application is submitted, the applica-
8 tion shall be deemed to be granted.

9 (e) RESTRICTION ON GAMING.—Lands taken into
10 trust pursuant to subsection (a) shall not be considered
11 to have been taken into trust for, and shall not be eligible
12 for, class II gaming or class III gaming (as those terms
13 are defined in section 4 of the Indian Gaming Regulatory
14 Act (25 U.S.C. 2703)).

Passed the House of Representatives July 5, 2016.

Attest:

KAREN L. HAAS,

Clerk.