

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 8483
OFFERED BY MR. HURD OF COLORADO

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Barona Group of Capi-
3 tan Grande Band of Mission Indians Land Transfer Act
4 of 2026”.

5 SEC. 2. LAND TO BE TAKEN INTO TRUST FOR THE BARONA
6 GROUP OF CAPITAN GRANDE BAND OF MIS-
7 SION INDIANS.

8 (a) IN GENERAL.—Subject to valid existing rights
9 and the conditions described in subsections (c) and (d)—

10 (1) administrative jurisdiction of Parcels 2 and
11 3 is transferred to the Secretary; and

12 (2) the covered land is taken into trust for the
13 benefit of the Tribe.

14 (b) ADMINISTRATION.—

15 (1) IN GENERAL.—The land taken into trust
16 under subsection (a) shall be—

17 (A) part of the reservation of the Tribe;

18 and

1 (B) administered in accordance with the
2 laws and regulations generally applicable to
3 property held in trust by the United States for
4 the benefit of an Indian Tribe.

5 (2) FOREST SERVICE ACCESS.—The Forest
6 Service shall retain administrative vehicular access
7 across the land transferred under this Act.

8 (3) MINOR ADJUSTMENTS.—The Secretary and
9 the Secretary of Agriculture may, by mutual agree-
10 ment, make minor corrections and adjustments to
11 the land transfer under this Act to facilitate land
12 management, including corrections and adjustments
13 to any applicable maps or surveys.

14 (c) MAPS AND BOUNDARIES.—

15 (1) OFFICIAL MAP.—Before the transfer of ad-
16 ministrative jurisdiction under subsection (a), the
17 Secretary and the Secretary of Agriculture shall
18 jointly prepare, review, approve, and maintain an of-
19 ficial map depicting the covered land taken into
20 trust.

21 (2) MAP ON FILE.—The official map prepared
22 under paragraph (1) shall be on file and available
23 for public inspection in the appropriate offices of the
24 Department of the Interior and Department of Agri-
25 culture.

1 (d) ACCESS.—The land taken into trust under sub-
2 section (a) shall be subject to—

3 (1) all valid liens, rights-of-way, reciprocal road
4 rights-of-way agreements, licenses, leases, permits,
5 special use permits, and easements existing on the
6 date of the enactment of this Act;

7 (2) the continuing right of the public to access
8 the land for recreational, scenic, scientific, and con-
9 servation uses, to motorized access to roads, and to
10 recreational access to trails, including Bureau of
11 Land Management and Forest Service trails codes-
12 ignated for public passage, existing on the date of
13 the enactment of this Act, subject to rules and regu-
14 lations in effect on the date of the enactment of this
15 Act;

16 (3) such rights-of-way as the Secretary, in con-
17 sultation with the Secretary of Agriculture, considers
18 necessary to provide employees of the Bureau of
19 Land Management and the Forest Service access for
20 operational and emergency purposes, including—

21 (A) search and rescue;

22 (B) wildfire suppression;

23 (C) health safety evacuation operations;

24 and

1 (D) necessary administration purposes
2 such as resource management, maintenance,
3 fuels management, monitoring, and law enforce-
4 ment activities;

5 (4) the authority of the Secretary and the Sec-
6 retary of Agriculture, in consultation and coordina-
7 tion with the Tribe, to carry out fuels reduction or
8 other landscape restoration activities on the land, in-
9 cluding the maintenance of any fuel break existing
10 on the date of the enactment of this Act; and

11 (5) upon request of the Secretary of Agri-
12 culture, the grant by the Tribe or the Bureau of In-
13 dian Affairs, as appropriate, without consideration,
14 of such easements and rights-of-way as are nec-
15 essary to provide the Forest Service continued ac-
16 cess to the land for the purposes described in para-
17 graphs (3) and (4).

18 (e) MAINTENANCE OF FUEL BREAK.—The Tribe
19 shall be responsible for maintaining the fuel break within
20 Parcels 2 and 3 in accordance with applicable Forest Serv-
21 ice standards.

22 (f) GAMING PROHIBITED.—The land taken into trust
23 under subsection (a) shall not be used for any class II
24 gaming or class III gaming under the Indian Gaming Reg-

1 ulatory Act (as those terms are defined in section 4 of
2 that Act (25 U.S.C. 2703)).

3 (g) WATER RIGHTS; ACCESS.—Nothing in this Act
4 shall be construed to—

5 (1) alter, or require the alteration of, any exist-
6 ing water rights or service agreements; or

7 (2) diminish existing Forest Service administra-
8 tive access across lands transferred under this Act.

9 (h) DEFINITIONS.—In this Act:

10 (1) COVERED LAND.—The term “covered land”
11 means all right, title, and interest of the United
12 States in and to Parcel 1 and Parcels 2 and 3.

13 (2) PARCEL 1.—The term “Parcel 1” means
14 the approximately 164 acres of land generally de-
15 picted as “Bureau of Land Management Parcel 1
16 (164 Acres)” on the Transfer Map.

17 (3) PARCELS 2 AND 3.—The term “Parcels 2
18 and 3” means the approximately 683 acres of land
19 generally depicted as “Forest Service Parcels 2 (168
20 acres) & 3 (515 acres)” on the Transfer Map, in-
21 cluding the area depicted as “Fuel Break” within
22 the boundary of that area.

23 (4) SECRETARY.—The term “Secretary” means
24 the Secretary of the Interior.

1 (5) TRANSFER MAP.—The term “Transfer
2 Map” means the map titled “Barona Land Transfer
3 Proposal” prepared by the Forest Service.

4 (6) TRIBE.—The term “Tribe” means the
5 Barona Group of Capitan Grande Band of Mission
6 Indians of the Barona Reservation, California.

