

Suspend the Rules and Pass the Bill, H.R. 1491, with an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

115TH CONGRESS
1ST SESSION

H. R. 1491

To reaffirm the action of the Secretary of the Interior to take land into trust for the benefit of the Santa Ynez Band of Chumash Mission Indians, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2017

Mr. LAMALFA introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To reaffirm the action of the Secretary of the Interior to take land into trust for the benefit of the Santa Ynez Band of Chumash Mission Indians, 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 “Santa Ynez Band of
5 Chumash Indians Land Affirmation Act of 2017”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) On October 13, 2017, the General Council
4 of the Santa Ynez Band of Chumash Indians voted
5 to approve the Memorandum of Agreement between
6 the County of Santa Barbara and the Santa Ynez
7 Band of Chumash Indians regarding the approxi-
8 mately 1,427.28 acres of land, commonly known as
9 Camp 4, and authorized the Tribal Chairman to sign
10 the Memorandum of Agreement.

11 (2) On October 31, 2017, the Board of Super-
12 visors for the County of Santa Barbara approved the
13 Memorandum of Agreement on Camp 4 and author-
14 ized the Chair to sign the Memorandum of Agree-
15 ment.

16 (3) The Secretary of the Interior approved the
17 Memorandum of Agreement pursuant to section
18 2103 of the Revised Statutes (25 U.S.C. 81).

19 **SEC. 3. REAFFIRMATION OF STATUS AND ACTIONS.**

20 (a) RATIFICATION OF TRUST STATUS.—The action
21 taken by the Secretary on January 20, 2017, to place ap-
22 proximately 1,427.28 acres of land located in Santa Bar-
23 bara County, California, into trust for the benefit of the
24 Santa Ynez Band of Chumash Indians is hereby ratified
25 and confirmed as if that action had been taken under a

1 Federal law specifically authorizing or directing that ac-
2 tion.

3 (b) RATIFICATION OF ACTIONS OF THE SEC-
4 RETARY.—The actions taken by the Secretary to assume
5 jurisdiction over the appeals relating to the fee-to-trust ac-
6 quisition of approximately 1,427.28 acres in Santa Bar-
7 bara County, California, on January 30, 2015, is hereby
8 ratified and confirmed as if that action had been taken
9 under a Federal law specifically authorizing or directing
10 that action.

11 (c) RATIFICATION OF ACTIONS OF THE SEC-
12 RETARY.—The actions taken by the Secretary to dismiss
13 the appeals relating to the fee-to-trust acquisition of ap-
14 proximately 1,427.28 acres in Santa Barbara County,
15 California, on January 19, 2017, is hereby ratified and
16 confirmed as if that action had been taken under a Fed-
17 eral law specifically authorizing or directing that action.

18 (d) ADMINISTRATION.—

19 (1) ADMINISTRATION.—The land placed into
20 trust for the benefit of the Santa Ynez Band of
21 Chumash Indians by the Secretary of the Interior on
22 January 20, 2017, shall be a part of the Santa Ynez
23 Indian Reservation and administered in accordance
24 with the laws and regulations generally applicable to

1 the land held in trust by the United States for an
2 Indian tribe.

3 (2) EFFECT.—For purposes of certain Cali-
4 fornia State laws (including the California Land
5 Conservation Act of 1965, Government Code Section
6 51200, et seq.), placing the land described in sub-
7 section (b) into trust shall remove any restrictions
8 on the property pursuant to California Government
9 Code Section 51295 or any other provision of such
10 Act.

11 (e) LEGAL DESCRIPTION OF LANDS TRANS-
12 FERRED.—The lands to be transferred pursuant to this
13 Act are described as follows:

14 Legal Land Description/Site Location:Real
15 property in the unincorporated area of the County of
16 Santa Barbara, State of California, described as fol-
17 lows: PARCEL 1: (APN: 141-121-51 AND POR-
18 TION OF APN 141-140-10)LOTS 9 THROUGH
19 18, INCLUSIVE, OF TRACT 18, IN THE COUN-
20 TY OF SANTA BARBARA, STATE OF CALI-
21 FORNIA, AS SHOWN ON THE MAP SHOWING
22 THE SUBDIVISIONS OF THE CANADA DE
23 LOS PINOS OR COLLEGE RANCHO, FILED IN
24 RACK 3, AS MAP 4 IN THE OFFICE OF THE
25 COUNTY RECORDER OF SAID COUNTY. THIS

1 LEGAL IS MADE PURSUANT TO THAT CER-
2 TAIN CERTIFICATE OF COMPLIANCE RE-
3 CORDED DECEMBER 5, 2001 AS INSTRU-
4 MENT NO. 01-105580 OF OFFICIAL RECORDS.
5 PARCEL 2: (PORTION OF APN: 141-140-
6 10)LOTS 1 THROUGH 12, INCLUSIVE, OF
7 TRACT 24, IN THE COUNTY OF SANTA BAR-
8 BARA, STATE OF CALIFORNIA, AS SHOWN
9 ON THE MAP SHOWING THE SUBDIVISIONS
10 OF THE CANADA DE LOS PINOS OR COL-
11 LEGE RANCHO, FILED IN RACK 3, AS MAP 4
12 IN THE OFFICE OF THE COUNTY RE-
13 CORDER OF SAID COUNTY.THIS LEGAL IS
14 MADE PURSUANT TO THAT CERTAIN CER-
15 TIFICATE OF COMPLIANCE RECORDED DE-
16 CEMBER 5, 2001 AS INSTRUMENT NO. 01-
17 105581 OF OFFICIAL RECORDS. PARCEL 3:
18 (PORTIONS OF APNS: 141-230-23 AND 141-
19 140-10)LOTS 19 AND 20 OF TRACT 18 AND
20 THAT PORTION OF LOTS 1, 2, 7, 8, 9, 10, AND
21 15 THROUGH 20, INCLUSIVE, OF TRACT 16,
22 IN THE COUNTY OF SANTA BARBARA,
23 STATE OF CALIFORNIA, AS SHOWN ON THE
24 MAP SHOWING THE SUBDIVISIONS OF THE
25 CANADA DE LOS PINOS OR COLLEGE RAN-

1 CHO, FILED IN RACK 3, AS MAP 4 IN THE
2 OFFICE OF THE COUNTY RECORDER OF
3 SAID COUNTY, THAT LIES NORTHEAST-
4 ERLY OF THE NORTHEASTERLY LINE OF
5 THE LAND GRANTED TO THE STATE OF
6 CALIFORNIA BY AN EXECUTOR'S DEED RE-
7 CORDED APRIL 2, 1968 IN BOOK 2227, PAGE
8 136 OF OFFICIAL RECORDS OF SAID COUN-
9 TY.THIS LEGAL IS MADE PURSUANT TO
10 THAT CERTAIN CERTIFICATE OF COMPLI-
11 ANCE RECORDED DECEMBER 5, 2001 AS IN-
12 STRUMENT NO. 01-105582 OF OFFICIAL
13 RECORDS. PARCEL 4: (APN: 141-240-02 AND
14 PORTION OF APN: 141-140-10)LOTS 1
15 THROUGH 12, INCLUSIVE, OF TRACT 25, IN
16 THE COUNTY OF SANTA BARBARA, STATE
17 OF CALIFORNIA, AS SHOWN ON THE MAP
18 SHOWING THE SUBDIVISIONS OF THE CAN-
19 ADA DE LOS PINOS OR COLLEGE RANCHO,
20 FILED IN RACK 3, AS MAP 4 IN THE OFFICE
21 OF THE COUNTY RECORDER OF SAID
22 COUNTY.THIS LEGAL IS MADE PURSUANT
23 TO THAT CERTAIN CERTIFICATE OF COM-
24 PLIANCE RECORDED DECEMBER 5, 2001 AS
25 INSTRUMENT NO. 01-105583 OF OFFICIAL

1 RECORDS. PARCEL 5: (PORTION OF APN:
2 141-230-23) THAT PORTION OF LOTS 3 AND 6
3 OF TRACT 16, IN THE COUNTY OF SANTA
4 BARBARA, STATE OF CALIFORNIA, AS
5 SHOWN ON THE MAP SHOWING THE SUB-
6 DIVISIONS OF THE CANADA DE LOS PINOS
7 OR COLLEGE RANCHO, FILED IN RACK 3, AS
8 MAP 4 IN THE OFFICE OF THE COUNTY RE-
9 CORDER OF SAID COUNTY, THAT LIES
10 NORTHEASTERLY OF THE NORTHEAST-
11 ERLY LINE OF THE LAND GRANTED TO
12 THE STATE OF CALIFORNIA BY AN EXECU-
13 TOR'S DEED RECORDED APRIL 2, 1968 IN
14 BOOK 2227, PAGE 136 OF OFFICIAL
15 RECORDS OF SAID COUNTY. THIS LEGAL IS
16 MADE PURSUANT TO THAT CERTAIN CER-
17 TIFICATE OF COMPLIANCE RECORDED DE-
18 CEMBER 5, 2001 AS INSTRUMENT NO. 01-
19 105584 OF OFFICIAL RECORDS.

20 (f) RULES OF CONSTRUCTION.—Nothing in this Act
21 shall—

22 (1) enlarge, impair, or otherwise affect any
23 right or claim of the Tribe to any land or interest
24 in land that is in existence before the date of the en-
25 actment of this Act;

1 (2) affect any water right of the Tribe in exist-
2 ence before the date of the enactment of this Act;
3 or

4 (3) terminate or limit any access in any way to
5 any right-of-way or right-of-use issued, granted, or
6 permitted before the date of the enactment of this
7 Act.

8 (g) RESTRICTED USE OF TRANSFERRED LANDS.—
9 The Tribe may not conduct, on the land described in sub-
10 section (b) taken into trust for the Tribe pursuant to this
11 Act, gaming activities—

12 (1) as a matter of claimed inherent authority;
13 or

14 (2) under any Federal law, including the Indian
15 Gaming Regulatory Act (25 U.S.C. 2701 et seq.)
16 and regulations promulgated by the Secretary or the
17 National Indian Gaming Commission under that
18 Act.

19 (h) DEFINITIONS.—For the purposes of this section:

20 (1) SECRETARY.—The term “Secretary” means
21 the Secretary of the Interior.

22 (2) TRIBE.—The term “Tribe” means the
23 Santa Ynez Band of Chumash Mission Indians.