

## Union Calendar No.

117<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4881

[Report No. 117-]

To direct the Secretary of the Interior to take into trust for the Pascua Yaqui Tribe of Arizona certain land in Pima County, Arizona, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

JULY 30, 2021

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

OCTOBER --, 2021

Committed to the Committee of the Whole House on the State of the Union,  
and ordered to be printed

# **A BILL**

To direct the Secretary of the Interior to take into trust for the Pascua Yaqui Tribe of Arizona certain land in Pima County, Arizona, 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 “Old Pascua Commu-  
5 nity Land Acquisition Act”.

6 **SEC. 2. DEFINITIONS.**

7        In this Act:

8            (1) COMPACT-DESIGNATED AREA.—The term  
9        “Compact Designated Area” means the area south  
10       of West Grant Road, east of Interstate 10, north of  
11       West Calle Adelanto, and west of North 15th Ave-  
12       nue in the City of Tucson, Arizona, as provided spe-  
13       cifically in the Pascua Yaqui Tribe—State of Ari-  
14       zona Amended and Restated Gaming Compact  
15       signed in 2021.

16           (2) TRIBE.—The term “Tribe” means the  
17       Pascua Yaqui Tribe of Arizona, a federally recog-  
18       nized Indian tribe.

19           (3) INDIAN TRIBE.—The term “Indian  
20       Tribe”—

21           (A) means any Indian tribe, band, nation,  
22       or other organized group or community, includ-  
23       ing any Alaska Native village that is recognized  
24       as eligible for the special programs and services

1 provided by the United States to Indians be-  
2 cause of their status as Indians; and

3 (B) does not include any Alaska Native re-  
4 gional or village corporation.

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

7 **SEC. 3. LAND TO BE HELD IN TRUST.**

8 Upon the request of the Tribe, the Secretary shall  
9 accept and take into trust for the benefit of the Tribe,  
10 subject to all valid existing rights, any land within the  
11 Compact-Designated Area that is owned by Tribe.

12 **SEC. 4. APPLICATION OF CURRENT LAW.**

13 Gaming conducted by the Tribe in the Compact-Des-  
14 ignated Area shall be subject to—

15 (1) the Indian Gaming Regulatory Act (25  
16 U.S.C. 2701 et seq.); and

17 (2) sections 1166 through 1168 of title 18,  
18 United States Code.

19 **SEC. 5. REAFFIRMATION OF STATUS AND ACTIONS.**

20 (a) ADMINISTRATION.—Land placed into trust pur-  
21 suant to this Act shall—

22 (1) be a part of the Pascua Yaqui Reservation  
23 and administered in accordance with the laws and  
24 regulations generally applicable to land held in trust  
25 by the United States for an Indian Tribe; and

1           (2) be deemed to have been acquired and taken  
2           into trust on September 18, 1978.

3           (b) RULES OF CONSTRUCTION.—Nothing in this Act  
4 shall—

5           (1) enlarge, impair, or otherwise affect any  
6           right or claim of the Tribe to any land or interest  
7           in land in existence before the date of the enactment  
8           of this Act;

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

11          (3) terminate or limit any access in any way to  
12          any right-of-way or right-of-use issued, granted, or  
13          permitted before the date of the enactment of this  
14          Act; or

15          (4) alter or diminish the right of the Tribe to  
16          seek to have additional land taken into trust by the  
17          United States for the benefit of the Tribe.