

Calendar No. 925

110TH CONGRESS
2^D SESSION

S. 1193

[Report No. 110-434]

To direct the Secretary of the Interior to take into trust 2 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 24, 2007

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

JULY 31, 2008

Reported by Mr. DORGAN, without amendment

A BILL

To direct the Secretary of the Interior to take into trust 2 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 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) SECRETARY.—The term “Secretary” means
25 the Secretary of the Interior (or a designee).

1 (3) SURVEY.—The term “survey” means the
2 survey plat entitled “Department of the Interior,
3 Bureau of Indian Affairs, Southern Pueblos Agency,
4 BIA Property Survey” (prepared by John Paisano,
5 Jr., Registered Land Surveyor Certificate No.
6 5708), and dated March 7, 1977.

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

9 (a) ACTION BY SECRETARY.—

10 (1) IN GENERAL.—The Secretary shall take
11 into trust all right, title, and interest of the United
12 States in and to the land described in subsection (b)
13 (including any improvements and appurtenances to
14 the land) for the benefit of the 19 Pueblos.

15 (2) ADMINISTRATION.—The Secretary shall—

16 (A) take such action as the Secretary de-
17 termines to be necessary to document the trans-
18 fer under paragraph (1); and

19 (B) appropriately assign each applicable
20 private and municipal utility and service right
21 or agreement.

22 (b) DESCRIPTION OF LAND.—The land referred to in
23 subsection (a)(1) is the 2 tracts of Federal land, the com-
24 bined acreage of which is approximately 18.3 acres, that

1 were historically part of the Albuquerque Indian School,
2 more particularly described as follows:

3 (1) TRACT B.—The approximately 5.9211 acres
4 located in sec. 7 and sec. 8 of T. 10 N., R. 3 E.,
5 of the New Mexico Principal Meridian in the city of
6 Albuquerque, New Mexico, as identified on the sur-
7 vey.

8 (2) TRACT D.—The approximately 12.3835
9 acres located in sec. 7 and sec. 8 of T. 10 N., R.
10 3 E., of the New Mexico Principal Meridian in the
11 city of Albuquerque, New Mexico, as identified on
12 the survey.

13 (c) SURVEY.—The Secretary may make minor correc-
14 tions to the survey and legal description of the Federal
15 land described in subsection (b) as the Secretary deter-
16 mines to be necessary to correct clerical, typographical,
17 and surveying errors.

18 (d) USE OF LAND.—The land taken into trust under
19 subsection (a) shall be used for the educational, health,
20 cultural, business, and economic development of the 19
21 Pueblos.

22 (e) LIMITATIONS AND CONDITIONS.—The land taken
23 into trust under subsection (a) shall remain subject to any
24 private or municipal encumbrance, right-of-way, restric-

1 tion, easement of record, or utility service agreement in
2 effect on the date of enactment of this Act.

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

4 (a) IN GENERAL.—Except as otherwise provided in
5 this section, land taken into trust under section 3(a) shall
6 be subject to Federal laws relating to Indian land.

7 (b) GAMING.—No gaming activity (within the mean-
8 ing of the Indian Gaming Regulatory Act (25 U.S.C. 2701
9 et seq.)) shall be carried out on land taken into trust
10 under section 3(a).

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