

Union Calendar No. 477

108TH CONGRESS
2^D SESSION

H. R. 4908

[Report No. 108-777]

To transfer certain land in Riverside County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2004

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

NOVEMBER 17, 2004

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on July 22, 2004]

A BILL

To transfer certain land in Riverside County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno 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,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Pechanga Band of*
3 *Luiseno Mission Indians Land Transfer Act of 2004”.*

4 **SEC. 2. TRANSFER OF LAND IN TRUST FOR PECHANGA**
5 **BAND OF LUISENO MISSION INDIANS.**

6 (a) *TRANSFER AND ADMINISTRATION.—Effective on*
7 *the date of the enactment of this Act and subject to valid*
8 *existing rights, all right, title, and interest of the United*
9 *States in and to the Federal lands described in subsection*
10 *(b), including all improvements thereon, appurtenances*
11 *thereto, and rights to all minerals thereon or therein, in-*
12 *cluding oil and gas, water, and related resources, shall be*
13 *held by the United States in trust for the Pechanga Band*
14 *of Luiseno Mission Indians, a federally recognized Indian*
15 *tribe. The transferred land shall be declared part of the*
16 *Pechanga Indian Reservation and administered in accord-*
17 *ance with the laws and regulations generally applicable to*
18 *property held in trust by the United States for an Indian*
19 *tribe.*

20 (b) *DESCRIPTION OF LAND.—The lands referred to in*
21 *subsection (a) consist of approximately 990.74 acres in Riv-*
22 *erside County, California, as referenced on the map entitled,*
23 *“H.R. 4908, Pechanga Land Transfer Act” and dated Sep-*
24 *tember 13, 2004, which, before the transfer under such sub-*
25 *section, were administered by the Bureau of Land Manage-*
26 *ment and are more particularly described as follows:*

1 (1) *Sections 29, 30, and 32 of township 8 south,*
2 *range 2 west, San Bernardino base and meridian.*

3 (2) *Section 6 of township 9 south, range 2 west,*
4 *San Bernardino base and meridian.*

5 (3) *Mineral Survey 3540, section 22 of township*
6 *5 south, range 4 west, San Bernardino base and me-*
7 *ridian.*

8 (c) *SURVEY.*—*As soon as practicable after the date of*
9 *the enactment of this Act, the Office of Cadastral Survey*
10 *of the Bureau of Land Management shall complete a survey*
11 *of the lands transferred under subsection (a) for the purpose*
12 *of establishing the boundaries of the lands.*

13 (d) *MAP ON FILE.*—*The map referred to in subsection*
14 *(b) shall be on file in the appropriate offices of the Bureau*
15 *of Land Management.*

16 (e) *LEGAL DESCRIPTIONS.*—

17 (1) *PUBLICATION.*—*On approval of the survey*
18 *completed under subsection (c) by the duly elected*
19 *tribal council of the Pechanga Band of Luiseno Mis-*
20 *sion Indians, the Secretary of the Interior shall pub-*
21 *lish in the Federal Register—*

22 (A) *a legal description of the boundary*
23 *lines; and*

24 (B) *legal description of the lands trans-*
25 *ferred under subsection (a).*

1 (2) *EFFECT.*—*Beginning on the date on which*
2 *the legal descriptions are published under paragraph*
3 *(1), such legal descriptions shall be the official legal*
4 *descriptions of the boundary lines and the lands*
5 *transferred under subsection (a).*

6 (f) *RULES OF CONSTRUCTION.*—*Nothing in this Act*
7 *shall—*

8 (1) *enlarge, impair, or otherwise affect any right*
9 *or claim of the Pechanga Band of Luiseno Mission*
10 *Indians to any land or interest in land that is in ex-*
11 *istence before the date of the enactment of this Act; or*

12 (2) *affect any water right of the Pechanga Band*
13 *of Luiseno Mission Indians in existence before the*
14 *date of the enactment of this Act.*

15 (g) *RESTRICTED USE OF TRANSFERRED LANDS.*—*The*
16 *lands transferred under subsection (a) may be used only*
17 *for the protection, preservation, and maintenance of the ar-*
18 *chaeological, cultural, and wildlife resources thereon.*

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