

110TH CONGRESS
1ST SESSION

H. R. 28

To transfer certain land in Riverside County, California, and San Diego 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

JANUARY 4, 2007

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

A BILL

To transfer certain land in Riverside County, California, and San Diego 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Pechanga Band of
5 Luiseno Mission Indians Land Transfer Act of 2007”.

1 **SEC. 2. TRANSFER OF LAND IN TRUST FOR THE PECHANGA**
2 **BAND OF LUISENO MISSION INDIANS.**

3 (a) TRANSFER AND ADMINISTRATION.—

4 (1) TRANSFER.—Effective on the date of the
5 enactment of this Act and subject to valid existing
6 rights, all right, title, and interest of the United
7 States in and to the Federal lands described in sub-
8 section (b) (including all improvements thereon, ap-
9 purtenances thereto, and rights to all minerals
10 thereon or therein, including oil and gas, water, and
11 related resources) shall be held by the United States
12 in trust for the Pechanga Band of Luiseno Mission
13 Indians, a federally recognized Indian tribe. Such
14 transfer shall not include the 12.82 acres of lands
15 more or less, including the facilities, improvements,
16 and appurtenances associated with the existing 230
17 kV transmission line in San Diego County and its
18 300 foot corridor, which shall be sold by the Bureau
19 of Land Management for fair market value to the
20 San Diego Gas & Electric Company not later than
21 30 days after the completion of the cadastral survey
22 described in subsection (c).

23 (2) ADMINISTRATION.—The land transferred
24 under paragraph (1) shall be part of the Pechanga
25 Indian Reservation and administered in accordance
26 with—

1 (A) the laws and regulations generally ap-
2 plicable to property held in trust by the United
3 States for an Indian tribe; and

4 (B) a memorandum of understanding en-
5 tered into between the Pechanga Band of
6 Luiseno Mission Indians and the United States
7 Fish and Wildlife Service.

8 (b) DESCRIPTION OF LAND.—The lands referred to
9 in subsection (a) consist of approximately 1190.79 acres
10 in Riverside County, California, and San Diego County,
11 California, as referenced on the map titled, “H.R. 3507,
12 Pechanga Land Transfer Act” and dated April 22, 2006,
13 which, before the transfer under such subsection, were ad-
14 ministered by the Bureau of Land Management and are
15 more particularly described as follows:

16 (1) Sections 24, 29, 31, and 32 of township 8
17 south, range 2 west, San Bernardino base and me-
18 ridian.

19 (2) Section 6 of township 9 south, range 2
20 west, San Bernardino base and meridian.

21 (3) Mineral Survey 3540, section 22 of town-
22 ship 5 south, range 4 west, San Bernardino base
23 and meridian.

24 (c) SURVEY.—Not later than 180 days after the date
25 of the enactment of this Act, the Office of Cadastral Sur-

1 vey of the Bureau of Land Management shall complete
2 a survey of the lands transferred and to be sold under
3 subsection (a) for the purpose of establishing the bound-
4 aries of the lands.

5 (d) MAP ON FILE.—The map referred to in sub-
6 section (b) shall be on file in the appropriate offices of
7 the Bureau of Land Management.

8 (e) LEGAL DESCRIPTIONS.—

9 (1) PUBLICATION.—On approval of the survey
10 completed under subsection (c) by the duly elected
11 tribal council of the Pechanga Band of Luiseno Mis-
12 sion Indians, the Secretary of the Interior shall pub-
13 lish in the Federal Register—

14 (A) a legal description of the boundary
15 lines; and

16 (B) legal description of the lands trans-
17 ferred under subsection (a).

18 (2) EFFECT.—Beginning on the date on which
19 the legal descriptions are published under paragraph
20 (1), such legal descriptions shall be the official legal
21 descriptions of the boundary lines and the lands
22 transferred under subsection (a).

23 (f) RULES OF CONSTRUCTION.—Nothing in this Act
24 shall—

1 (1) enlarge, impair, or otherwise affect any
2 right or claim of the Pechanga Band of Luiseno
3 Mission Indians to any land or interest in land that
4 is in existence before the date of the enactment of
5 this Act; or

6 (2) affect any water right of the Pechanga
7 Band of Luiseno Mission Indians in existence before
8 the date of the enactment of this Act.

9 (g) RESTRICTED USE OF TRANSFERRED LANDS.—
10 The lands transferred under subsection (a) may be used
11 only for the protection, preservation, and maintenance of
12 the archaeological, cultural, and wildlife resources thereon.

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