

Calendar No. 559

115TH CONGRESS
2D SESSION

H. R. 1491

[Report No. 115–326]

IN THE SENATE OF THE UNITED STATES

NOVEMBER 29, 2017

Received; read twice and referred to the Committee on Indian Affairs

AUGUST 23, 2018

Reported by Mr. HOEVEN, without amendment

AN ACT

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”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

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

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

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

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

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

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

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

16 (d) ADMINISTRATION.—

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

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

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

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

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

1 SAID COUNTY, THAT LIES NORTHEAST-
2 ERLY OF THE NORTHEASTERLY LINE OF
3 THE LAND GRANTED TO THE STATE OF
4 CALIFORNIA BY AN EXECUTOR'S DEED RE-
5 CORDED APRIL 2, 1968 IN BOOK 2227, PAGE
6 136 OF OFFICIAL RECORDS OF SAID COUN-
7 TY.THIS LEGAL IS MADE PURSUANT TO
8 THAT CERTAIN CERTIFICATE OF COMPLI-
9 ANCE RECORDED DECEMBER 5, 2001 AS IN-
10 STRUMENT NO. 01-105582 OF OFFICIAL
11 RECORDS. PARCEL 4: (APN: 141-240-02 AND
12 PORTION OF APN: 141-140-10)LOTS 1
13 THROUGH 12, INCLUSIVE, OF TRACT 25, IN
14 THE COUNTY OF SANTA BARBARA, STATE
15 OF CALIFORNIA, AS SHOWN ON THE MAP
16 SHOWING THE SUBDIVISIONS OF THE CAN-
17 ADA DE LOS PINOS OR COLLEGE RANCHO,
18 FILED IN RACK 3, AS MAP 4 IN THE OFFICE
19 OF THE COUNTY RECORDER OF SAID
20 COUNTY.THIS LEGAL IS MADE PURSUANT
21 TO THAT CERTAIN CERTIFICATE OF COM-
22 PLIANCE RECORDED DECEMBER 5, 2001 AS
23 INSTRUMENT NO. 01-105583 OF OFFICIAL
24 RECORDS. PARCEL 5: (PORTION OF APN:
25 141-230-23)THAT PORTION OF LOTS 3 AND 6

1 OF TRACT 16, IN THE COUNTY OF SANTA
2 BARBARA, STATE OF CALIFORNIA, AS
3 SHOWN ON THE MAP SHOWING THE SUB-
4 DIVISIONS OF THE CANADA DE LOS PINOS
5 OR COLLEGE RANCHO, FILED IN RACK 3, AS
6 MAP 4 IN THE OFFICE OF THE COUNTY RE-
7 CORDER OF SAID COUNTY, THAT LIES
8 NORTHEASTERLY OF THE NORTHEAST-
9 ERLY LINE OF THE LAND GRANTED TO
10 THE STATE OF CALIFORNIA BY AN EXECU-
11 TOR'S DEED RECORDED APRIL 2, 1968 IN
12 BOOK 2227, PAGE 136 OF OFFICIAL
13 RECORDS 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 105584 OF OFFICIAL RECORDS.

18 (f) RULES OF CONSTRUCTION.—Nothing in this Act
19 shall—

20 (1) enlarge, impair, or otherwise affect any
21 right or claim of the Tribe to any land or interest
22 in land that is in existence before the date of the en-
23 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.

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