

PALA BAND OF MISSION INDIANS LAND TRANSFER ACT
OF 2020

DECEMBER 18, 2020.—Committed to the Committee of the Whole House on the State
of the Union and ordered to be printed

Mr. GRIJALVA, from the Committee on Natural Resources,
submitted the following

R E P O R T

[To accompany H.R. 1031]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 1031) to take certain land located in San Diego County, California, into trust for the benefit of the Pala Band of Mission Indians, and for other purposes, having considered the same, reports favorably thereon with an amendment and recommends that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Pala Band of Mission Indians Land Transfer Act of 2020”.

SEC. 2. TRANSFER OF LAND IN TRUST FOR THE PALA BAND OF MISSION INDIANS.

(a) **TRANSFER AND ADMINISTRATION.**—

(1) **TRANSFER OF LANDS INTO TRUST.**—If, not later than 180 days after the date of the enactment of this Act, the Tribe transfers title to the land described in subsection (b) to the United States, the Secretary, not later than 180 days after such transfer, shall take that land into trust for the benefit of the Tribe.

(2) **ADMINISTRATION.**—The land transferred under paragraph (1) shall be part of the Pala Indian Reservation and administered in accordance with the laws and regulations generally applicable to land held in trust by the United States for an Indian Tribe.

(b) **LEGAL DESCRIPTION OF LANDS TRANSFERRED.**—The land referred to in subsection (a)(1) is the approximately 700 acres of land located in San Diego County, California, described as follows:

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 28 (APN 128-020-24): THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, SECTION 4 TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN

BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

PARCEL 29 (APN 128-020-21, 128-020-40): THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF. EXCEPTING FROM SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER THE SOUTHWEST QUARTER THEREOF.

PARCEL 30 (APN 128-020-22 AND 41): THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER, AND THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

PARCEL 31 (APN 110-160-05 AND 09; AND 128-020-30): THE SOUTH HALF OF THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 9 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, TOGETHER WITH LOTS 3 AND 4 IN SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF. EXCEPTING THE NORTHWEST QUARTER OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33. ALSO EXCEPTING ALL THAT PORTION OF THE ABOVE, DESCRIBED AS A WHOLE AS FOLLOWS: BEGINNING AT THE SECTION CORNER COMMON TO SECTIONS 4 AND 5, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, AND SECTIONS 32 AND 33, TOWNSHIP 9 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN; THENCE NORTH $10^{\circ} 29' 35''$ EAST ALONG THE COMMON BOUNDARY LINE BETWEEN SAID SECTIONS 32 AND 33, A DISTANCE OF 1,333.43 FEET; THENCE LEAVING SAID COMMON BOUNDARY LINE, SOUTH $04^{\circ} 51' 07''$ EAST A DISTANCE OF 465.32 FEET; THENCE SOUTH $01^{\circ} 12' 27''$ EAST, A DISTANCE OF 2,095.22 FEET TO THE SOUTHERLY BOUNDARY LINE OF LOT 4 (THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER) OF SAID SECTION 4; THENCE ALONG SAID SOUTHERLY LINE, SOUTH $88^{\circ} 10' 29''$ WEST, A DISTANCE OF 300.01 FEET TO THE COMMON BOUNDARY LINE BETWEEN SAID SECTIONS 4 AND 5; THENCE NORTH $01^{\circ} 12' 27''$ WEST ALONG SAID COMMON BOUNDARY LINE, A DISTANCE OF 1,257.00 FEET TO SAID SECTION CORNER COMMON SECTIONS 4, 5, 32 AND 33, AND THE POINT OF BEGINNING.

PARCEL 32 (APN: 128-340-31): THAT PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4 AND THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 9, ALL IN TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS A WHOLE AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 9, BEING THE SOUTHEASTERLY CORNER OF LAND DESCRIBED IN PARCEL 1 IN DEED TO GEORGIETTE M. PFAU, RECORDED MARCH 3, 1960 AS FILE/PAGE NO. 44210 OF OFFICIAL RECORDS; THENCE ALONG THE SOUTHERLY BOUNDARY OF SAID LAND NORTH $79^{\circ} 17' 00''$ WEST, 199.34 FEET; AND NORTH $85^{\circ} 10' 00''$ WEST, 421.35 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 75.00 FEET, SAID BEGINNING OF CURVE BEING A POINT ON THE CENTER LINE OF THAT CERTAIN 60.00 FOOT STRIP OF LAND DESCRIBED AS PARCEL 2 IN SAID DEED TO GEORGIETTE M. PFAU ABOVE REFERRED TO; THENCE ALONG THE CENTER LINE OF SAID STRIP THE FOLLOWING COURSES AND DISTANCES: SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $36^{\circ} 49' 00''$ A DISTANCE OF 48.19 FEET; TANGENT TO SAID CURVE SOUTH $58^{\circ} 01' 00''$ WEST 142.89 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 60.00 FEET; SOUTHWESTERLY AND WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $35^{\circ} 43' 00''$ A DISTANCE OF 37.41 FEET; TANGENT TO SAID CURVE NORTH $86^{\circ} 15' 30''$ WEST, 126.49 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 50.00 FEET; SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $41^{\circ} 35' 30''$ A DISTANCE OF 36.30 FEET; TANGENT TO SAID CURVE SOUTH $52^{\circ} 09' 00''$

WEST, 114.53 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 50.00 FEET; WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 52° 12' 40" A DISTANCE OF 45.56 FEET; AND TANGENT TO SAID CURVE NORTH 75° 38' 20" WEST, 46.66 FEET TO AN ANGLE POINT IN THE BOUNDARY OF SAID PARCEL 1 OF SAID LAND OF GEORGIETTE M. PFAU; THENCE ALONG A PORTION OF THE BOUNDARY OF SAID LAND, NORTH 25° 05' 30" WEST, 500.00 FEET TO AN ANGLE POINT IN SAID BOUNDARY; THENCE LEAVING SAID BOUNDARY NORTH 78° 14' 56" EAST, 533.65 FEET; THENCE NORTH 06° 01' 28" WEST, 213.81 FEET; THENCE SOUTH 76° 40' 01" EAST 851.88 FEET TO A POINT ON THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE ALONG SAID EAST LINE SOUTH 4° 47' 28" EAST, 486.32 FEET TO THE TRUE POINT OF BEGINNING; EXCEPTING THEREFROM THAT PORTION GRANTED TO SAN DIEGO GAS AND ELECTRIC COMPANY BY DEED RECORDED OCTOBER 13, 1970 AS FILE/PAGE NO. 185466 OF OFFICIAL RECORDS. ALSO EXCEPTING THEREFROM ONE-HALF OF ANY OIL, MINERAL, AND/OR ORE RIGHTS RESERVED BY AGNES M. COUSER BY DEEDS RECORDED MARCH 3, 1960 AS FILE/PAGE NO. 44210 AND 44212 OF OFFICIAL RECORDS.

PARCEL 33: AN EASEMENT FOR ROAD AND PUBLIC UTILITY PURPOSES OVER, UNDER, UPON AND ACROSS A STRIP OF LAND 30.00 FEET IN WIDTH LYING WITHIN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, THE NORTHEASTERLY LINE OF SAID STRIP BEING THAT COURSE FORMING THE SOUTHWESTERLY LINE OF PARCEL 32 HEREINABOVE BEING DESCRIBED THEREIN AS "NORTH 25° 05' 30" WEST, 500.00 FEET". EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE 60.00 FOOT STRIP DESCRIBED AS PARCEL 11 HEREINABOVE.

PARCEL 34: AN EASEMENT FOR ROAD AND PUBLIC UTILITY PURPOSES OVER THAT PORTION OF SOUTHWEST QUARTER OF SAID SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHERLY CORNER OF LAND DESCRIBED IN THE DEED TO SAN DIEGO GAS AND ELECTRIC COMPANY BY INSTRUMENT RECORDED OCTOBER 13, 1970 AS FILE/PAGE NO. 185466 OF OFFICIAL RECORDS; THENCE NORTH 24° 33' 26" WEST, 375.07 FEET; THENCE NORTH 11° 10' 14" EAST 498.52 FEET; THENCE NORTH 72° 57' 24" EAST, 43.36 FEET TO THE EASTERLY LINE OF SAID WESTERLY 300.00 FEET; THENCE SOUTH 01° 12' 27" EAST PARALLEL WITH THE WESTERLY LINE OF SAID SECTION 4, A DISTANCE OF 20.79 FEET; THENCE SOUTH 72° 57' 24" WEST, 25.82 FEET; THENCE SOUTH 11° 10' 14" WEST, 472.17 FEET; THENCE NORTH 65° 26' 24" EAST, 5.36 FEET; THENCE SOUTH 24° 33' 36" EAST, 305.59 FEET TO SAID EASTERLY LINE OF THE WESTERLY 300.00 FEET; THENCE SOUTH 01° 12' 22" EAST ALONG SAID EASTERLY LINE 75.59 FEET TO THE POINT OF BEGINNING.

PARCEL 35 (APN 128-340-32): THAT PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE EAST LINE OF SAID SOUTHWEST QUARTER OF SOUTHWEST QUARTER, DISTANT THEREON, NORTH 4° 47' 28" WEST, 486.34 FEET FROM THE SOUTHEAST CORNER THEREOF; THENCE NORTH 76° 40' 01" WEST, 851.88 FEET; THENCE SOUTH 6° 01' 28" EAST 213.81 FEET; THENCE SOUTH 78° 14' 56" WEST 533.65 FEET TO THE MOST WESTERLY CORNER OF THE LAND DESCRIBED IN PARCEL 1 OF DEED TO GERALD F. LAMP, ET AL. RECORDED SEPTEMBER 5, 1962 AS FILE/PAGE NO. 153042 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY; THENCE ALONG THE BOUNDARY OF SAID LAND, NORTH 10° 38' 20" EAST 498.48 FEET, NORTH 72° 25' 30" EAST, 198.04 FEET, NORTH 81° 04' 00" EAST 539.56 FEET, AND NORTH 3° 52' 50" WEST 261.33 FEET TO THE NORTH LINE OF SAID SOUTHWEST QUARTER OF SOUTHWEST QUARTER; THENCE ALONG SAID NORTH LINE, NORTH 86° 14' 50" EAST 466.75 FEET TO THE NORTHEAST CORNER OF SAID SOUTHWEST QUARTER OF SOUTHWEST QUARTER; THENCE SOUTH 4° 47' 28" EAST 802.72 FEET TO THE POINT OF BEGINNING. EXCEPTING THEREFROM THAT PORTION GRANTED TO SAN DIEGO GAS AND ELECTRIC COMPANY, BY DEED RECORDED OCTOBER 13, 1970 AS FILE/PAGE NO. 185466 OF OFFICIAL RECORDS. ALSO EXCEPTING THEREFROM ONE-HALF OF ANY OIL, MINERAL, AND/OR ORE RIGHTS RESERVED BY AGNES M. COUSER, IN DEEDS

RECORDED MARCH 3, 1960 AS FILE/PAGE NO. 44210 AND 44212 OF OFFICIAL RECORDS.

PARCEL 36: AN EASEMENT FOR ROAD AND PUBLIC UTILITY PURPOSES OVER, UNDER, ALONG AND ACROSS THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE PLAT THEREOF, DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST WESTERLY CORNER OF LAND DESCRIBED IN THAT CERTAIN DEED TO THE SAN DIEGO GAS AND ELECTRIC COMPANY, RECORDED OCTOBER 13, 1970 AS FILE/PAGENO. 185466 OF OFFICIAL RECORDS; THENCE NORTH 78° 14' 56" EAST, 64.89 FEET; THENCE SOUTH 10° 38' 20" WEST TO THE SOUTHWESTERLY LINE OF SAID SAN DIEGO GAS AND ELECTRIC COMPANY'S LAND; THENCE ALONG SAID SOUTHWESTERLY LINE NORTH 25° 05' 30" WEST (RECORD NORTH 24° 33' 36" WEST PER DEED) TO THE POINT OF BEGINNING. EXCEPTING THEREFROM THAT PORTION LYING WITHIN PARCEL 34 HEREINABOVE DESCRIBED.

PARCEL A (APN 110-370-09, PORTIONS 128-020-03, 128-020-04 AND 110-150-25): PARCEL A OF CERTIFICATE OF COMPLIANCE RECORDED FEBRUARY 2, 2017, AS INSTRUMENT NO. 20170056637 OF OFFICIAL RECORDS OF SAN DIEGO COUNTY, CALIFORNIA, FURTHER DESCRIBED AS:

GOVERNMENT LOT 3 IN SECTION 5, AND THAT PORTION OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 5, LYING EASTERLY OF THE SOUTHERLY PROLONGATION OF THE WESTERLY LINE OF GOVERNMENT LOT 3, ALL IN SECTION 5, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

TOGETHER WITH

THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

AND TOGETHER WITH

A PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 9 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS SOUTH 86°35'20" WEST 823.77 FEET FROM THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 32, AS DESCRIBED IN DEED TO JOSEPH L. LUCIO AND IRMA LUCIO, RECORDED AUGUST 28, 1968 AS INSTRUMENT NO. 148485 OF OFFICIAL RECORDS; THENCE NORTH 86°35'20" EAST 823.77 FEET TO THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 32; THENCE SOUTH 07°00'06" EAST 1352.95 FEET TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 32; THENCE SOUTH 89°55'10" WEST ALONG THE SOUTHERLY LINE OF SAID SECTION 32, A DISTANCE OF 846.18 FEET MORE OR LESS TO THE SOUTHWESTERLY LINE OF THE SAN DIEGO AQUEDUCT EASEMENT 150.00 FOOT WIDE, AS SAID EASEMENT IS DESCRIBED IN BOOK 3386, PAGE 147 OF OFFICIAL RECORDS OF SAID COUNTY; THENCE ALONG SAID SOUTHWESTERLY LINE NORTH 26°44'25" WEST (RECORDED NORTH 26°44'15" WEST) 1012.09 FEET TO THE MOST NORTHERLY CORNER OF THE LAND DESCRIBED IN DEED TO IDA SCHAAP, ET AL, RECORDED NOVEMBER 2, 1962 AS INSTRUMENT NO. 188661 OF OFFICIAL RECORDS; THENCE NORTH 58°43'53" EAST 753.65 FEET TO THE POINT OF BEGINNING.

(c) RULES OF CONSTRUCTION.—Nothing in this Act shall—

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

(2) affect any water right of the Tribe in existence before the date of the enactment of this Act; or

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

(d) RESTRICTED USE OF TRANSFERRED LANDS.—The Tribe may not conduct, on the land taken into trust for the Tribe pursuant to this Act, gaming activities—

(1) as a matter of claimed inherent authority; or

- (2) under any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) and regulations promulgated by the Secretary or the National Indian Gaming Commission under that Act.
- (e) DEFINITIONS.—For the purposes of this section:
- (1) SECRETARY.—The term “Secretary” means the Secretary of the Interior.
 - (2) TRIBE.—The term “Tribe” means the Pala Band of Mission Indians.

PURPOSE OF THE BILL

The purpose of H.R. 1031 is to take certain land located in San Diego County, California, into trust for the benefit of the Pala Band of Mission Indians.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 1031 directs the Department of the Interior (DOI) to take approximately 700 acres of land located in San Diego County, CA, into trust for the benefit of the Pala Band of Mission Indians. The land includes the remaining portion of Gregory Mountain (Chokla) that is not on the existing Pala Reservation, as well as other sacred and culturally important sites in Gregory Canyon. The land was purchased to protect and preserve these sites. The bill also stipulates that current land and water rights are not affected by its enactment, nor are any rights-of-way or rights-of-use that are currently permitted. Lastly, the Pala Band may not conduct any gaming activities on the land.

COMMITTEE ACTION

H.R. 1031 was introduced on February 6, 2019, by Representative Juan Vargas (D–CA). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee for Indigenous Peoples of the United States. On June 5, 2019, the Subcommittee held a hearing on the bill. On July 29, 2020, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. Chair Raúl M. Grijalva (D–AZ) offered an amendment designated Grijalva #1. The amendment was agreed to by unanimous consent. No additional amendments were offered, and the bill, as amended, was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

HEARINGS

For the purposes of section 103(i) of H. Res. 6 of the 116th Congress—the following hearing was used to develop or consider H.R. 1031: hearing by the Subcommittee for Indigenous Peoples of the United States held on June 5, 2019.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources’ oversight findings and recommendations are reflected in the body of this report.

COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) and (3) of rule XIII of

the Rules of the House of Representatives and sections 308(a) and 402 of the Congressional Budget Act of 1974, the Committee has received the following estimate for the bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, November 5, 2020.

Hon. RAÚL M. GRIJALVA,
*Chairman, Committee on Natural Resources,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1031, the Pala Band of Mission Indians Land Transfer Act of 2020.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Jon Sperl.

Sincerely,

PHILLIP L. SWAGEL,
Director.

Enclosure.

| H.R. 1031, Pala Band of Mission Indians Land Transfer Act of 2020 | | | |
|--|------|-------------------------------------|-------------------------|
| As ordered reported by the House Committee on Natural Resources on July 29, 2020 | | | |
| By Fiscal Year, Millions of Dollars | 2021 | 2021-2025 | 2021-2030 |
| Direct Spending (Outlays) | 0 | 0 | 0 |
| Revenues | 0 | 0 | 0 |
| Increase or Decrease (-) in the Deficit | 0 | 0 | 0 |
| Spending Subject to Appropriation (Outlays) | * | * | not estimated |
| Statutory pay-as-you-go procedures apply? | No | Mandate Effects | |
| Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2031? | No | Contains intergovernmental mandate? | Yes, Under Threshold |
| | | Contains private-sector mandate? | No |
| * = between zero and \$500,000. | | | |

H.R. 1031 would direct the Department of the Interior (DOI) to take into trust approximately 700 acres of land in San Diego County, California, owned by the Pala Band of Mission Indians. Under the bill, DOI would hold title to that land for the benefit of the tribe. The legislation also would prohibit certain types of gaming on those lands. Using information provided by DOI, CBO estimates that any administrative costs to implement H.R. 1031 would not be significant.

H.R. 1031 would impose an intergovernmental mandate as defined in the Unfunded Mandates Reform Act (UMRA). The bill would prohibit state and local governments from taxing land taken into trust for the Pala Band of Mission Indians. Based on information from San Diego County, the taxable value of the land that would be placed into trust is approximately \$2.3 million. That taxable value indicates that foregone property tax and fee revenues

would fall significantly below the annual threshold established in UMRA (\$84 million in 2020, adjusted annually for inflation).

The bill contains no private-sector mandates.

The CBO staff contacts for this estimate are Jon Sperl (for federal costs) and Rachel Austin (for mandates). The estimate was reviewed by H. Samuel Papenfuss, Deputy Director of Budget Analysis.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to take certain land located in San Diego County, California, into trust for the benefit of the Pala Band of Mission Indians.

EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

UNFUNDED MANDATES REFORM ACT STATEMENT

According to CBO, the bill would impose an intergovernmental mandate, as defined in the Unfunded Mandates Reform Act (UMRA), that would fall significantly below the annual threshold established in UMRA. The bill contains no private-sector mandates. CBO's full analysis is reproduced above.

EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes to existing law.

SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.