

110TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To direct the Secretary to take land into trust for the Te-moak Tribe  
of Western Shoshone Indians of Nevada.

---

IN THE SENATE OF THE UNITED STATES

Mr. REID (for himself and Mr. ENSIGN) introduced the following bill; which  
was read twice and referred to the Committee on \_\_\_\_\_

---

**A BILL**

To direct the Secretary to take land into trust for the Te-  
moak Tribe of Western Shoshone Indians of Nevada.

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 “Elko Indian Colony  
5 Expansion Act of 2008”.

6 **SEC. 2. DEFINITIONS.**

7       In this Act:

8           (1) MAP.—The term “map” means the map en-  
9 titled “Te-moak Tribal Land Expansion”, dated  
10 September 30, 2008, and on file and available for

1 public inspection in the appropriate offices of the  
2 Bureau of Land Management.

3 (2) SECRETARY.—The term “Secretary” means  
4 the Secretary of the Interior, acting through the Di-  
5 rector of the Bureau of Land Management.

6 (3) TRIBE.—The term “Tribe” means the Te-  
7 moak Tribe of Western Shoshone Indians of Nevada,  
8 which is a federally recognized Indian tribe.

9 **SEC. 3. LAND TO BE HELD IN TRUST FOR THE TE-MOAK**  
10 **TRIBE OF WESTERN SHOSHONE INDIANS OF**  
11 **NEVADA.**

12 (a) IN GENERAL.—Subject to valid existing rights,  
13 all right, title, and interest of the United States in and  
14 to the land described in subsection (b)—

15 (1) shall be held in trust by the United States  
16 for the benefit and use of the Tribe; and

17 (2) shall be part of the reservation of the Tribe.

18 (b) DESCRIPTION OF LAND.—The land referred to in  
19 subsection (a) consists of approximately 373 acres of land  
20 administered by the Bureau of Land Management and  
21 identified on the map as “Lands to be Held in Trust”.

22 (c) SURVEY.—Not later than 180 days after the date  
23 of enactment of this Act, the Secretary shall complete a  
24 survey of the boundary lines to establish the boundaries  
25 of the land taken into trust under subsection (a).

1 (d) CONDITIONS.—

2 (1) GAMING.—Land taken into trust under sub-  
3 section (a) shall not be eligible, or considered to  
4 have been taken into trust, for class II gaming or  
5 class III gaming (as those terms are defined in sec-  
6 tion 4 of the Indian Gaming Regulatory Act (25  
7 U.S.C. 2703)).

8 (2) USE OF TRUST LAND.—With respect to the  
9 use of the land taken into trust under subsection  
10 (a), the Tribe shall limit the use of the land to—

11 (A) traditional and customary uses;

12 (B) stewardship conservation for the ben-  
13 efit of the Tribe; and

14 (C)(i) residential or recreational develop-  
15 ment; or

16 (ii) commercial use.

17 (3) THINNING; LANDSCAPE RESTORATION.—

18 With respect to the land taken into trust under sub-  
19 section (a), the Secretary, in consultation and co-  
20 ordination with the Tribe, may carry out any fuels  
21 reduction and other landscape restoration activities  
22 on the land that is beneficial to the Tribe and the  
23 Bureau of Land Management.

**1 SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

2       There are authorized to be appropriated such sums

3 as are necessary to carry out this Act.