

Public Law 118–68
118th Congress

An Act

To transfer administrative jurisdiction of certain Federal lands from the Army Corps of Engineers to the Bureau of Indian Affairs, to take such lands into trust for the Winnebago Tribe of Nebraska, and for other purposes.

July 12, 2024
[H.R. 1240]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Winnebago Land
Transfer Act of
2023.

SECTION 1. SHORT TITLE.

This Act may be cited as the “Winnebago Land Transfer Act of 2023”.

SEC. 2. LAND TO BE TAKEN INTO TRUST.

(a) **IN GENERAL.**—Subject to all valid existing rights, all right, title, and interest (including improvements and appurtenances) of the United States in and to the Federal lands described in subsection (b), those Federal lands—

(1) are declared to be part of the Winnebago Reservation created by the Treaty between the United States and the Winnebago Tribe in 1865; and

(2) shall be held in trust by the United States for the benefit of the Winnebago Tribe of Nebraska subject to the same terms and conditions as those lands described in the Treaty with the Winnebago Tribe, 1865 (14 Stat. 671).

(b) **FEDERAL LANDS DESCRIBED.**—The Federal lands described in this subsection are the following:

(1) That portion of Tract No. 119, the description of which is filed in the United States District Court for the Northern District of Iowa (Western Division), Civil Case No. 70–C–3015–W, executed May 11, 1973, said tract being situated in Section 8 and the accretion land thereto, the Southwest Quarter of Section 9, the West Half of Section 16, the East Half of Section 17, Township 86 North, Range 47 West of the Fifth Principal Meridian, Woodbury County, Iowa, lying Easterly of the Nebraska/Iowa State Line and Southerly of the Easterly extension of the North line of the Winnebago Reservation.

(2) Tract No. 210, as described in Schedule “A” of the “Declaration of Taking, Legal Description of Tract 210 and Judgment on Stipulation and Order of Distribution”, filed in the United States District Court for the Northern District of Iowa (Western Division), Civil Case No. 70–C–3015–W.

(3) Tract No. 113, as described in the “Judgment on Declaration of Taking and Legal Description of Tract 113”, filed in the United States District Court for the District of Nebraska, Civ. No. 03498.

(c) GAMING PROHIBITION.—Class II and class III gaming under the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) shall not be allowed at any time on the land taken into trust under subsection (a).

Approved July 12, 2024.

LEGISLATIVE HISTORY—H.R. 1240:

HOUSE REPORTS: No. 118–369 (Comm. on Natural Resources).

SENATE REPORTS: No. 118–180 (Comm. on Indian Affairs).

CONGRESSIONAL RECORD, Vol. 170 (2024):

Feb. 5, considered and passed House.

June 20, considered and passed Senate.

