

## Senate Bill 162

*The bill would prohibit a state agency from opposing specified fee-to-trust land acquisition applications.*

*(c) A state agency shall not oppose a fee-to-trust land acquisition application that is for the purpose of housing, environmental protection, or cultural preservation.*

BILL NUMBER: SB 162 AMENDED

BILL TEXT

AMENDED IN ASSEMBLY MAY 21, 2012

AMENDED IN ASSEMBLY APRIL 30, 2012

AMENDED IN SENATE MAY 16, 2011

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE MARCH 29, 2011

INTRODUCED BY ~~Senator Anderson~~

*Senators Joel Anderson and Mark Wyland Coauthor: Assembly Member Garrick*

FEBRUARY 2, 2011

An act to amend Section 11019.8 of the Government Code, relating to economic development.

LEGISLATIVE COUNSEL'S DIGEST

SB 162, as amended, Anderson. Economic ~~Development~~ *development* : federally recognized Indian tribes.

Existing law encourages and authorizes all state agencies to cooperate with federally recognized California Indian tribes on matters of economic development and improvement for the Indian tribes. Existing law provides that cooperation by state agencies with federally recognized California Indian tribes on those matters may include certain activities, including, among others, providing information on programs to assist Indian tribes.

Existing federal law requires the Secretary of the Interior to publish a list of all federally recognized Indian tribes in the federal register.

This bill would add to the nonexclusive list of topics that state agencies may cooperate with federally recognized Indian tribes *by consulting on a government-to-government basis, in a respectful and meaningful manner, with respect to ~~the~~ transfer of fee land into federal trust status. This a fee-to-trust land acquisition application, as specified .* *The bill would prohibit a state agency from opposing specified fee-to-trust land acquisition applications. The bill would define a federally recognized Indian tribe as a tribe appearing on the list published by the Secretary of the Interior.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 11019.8 of the Government Code is amended to read:

11019.8. (a) All state agencies, as defined in Section 11000, are encouraged and authorized to cooperate with federally recognized California Indian tribes on matters of economic development and improvement for the Indian tribes.

(b) Cooperation by state agencies with federally recognized California Indian tribes may include, but need not be limited to, all of the following:

(1) Providing information on programs available to assist Indian tribes.

(2) Providing technical assistance on the preparation of grants and applications for public and private funds, and conducting meetings and workshops.

(3) Any other steps that may reasonably be expected to assist Indian tribes to become economically self-sufficient.

(4) Consulting *on a government-to-government basis, in a*

*respectful and meaningful manner, with respect to ~~the~~  
~~transfer of fee land into federal trust status, particular when the~~  
~~acquisition is~~ a fee-to-trust land acquisition  
application that is for the purpose of housing, environmental  
protection, or cultural preservation.*

*(c) A state agency shall not oppose a fee-to-trust land  
acquisition application that is for the purpose of housing,  
environmental protection, or cultural preservation.*

~~(e)~~

*(d) Cooperation by state agencies on economic  
development and improvement for federally recognized California  
Indian tribes, as described in this section, shall not be construed  
to include activities that promote gambling.*

~~(d)~~

*(e) For purposes of this code, or any other California  
law, "federally recognized tribe" means a tribe that appears on the  
list of Indian Entities Recognized and Eligible to Receive Services  
from the United States Bureau of Indian Affairs, published pursuant  
to Section 479a-1 of Title 25 of the United States Code.*