



## CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

October 11, 2007

### **S. 1347**

**A bill to amend the Omnibus Indian Advancement Act  
to modify the date as of which certain tribal land  
of the Lytton Rancheria of California is deemed  
to be held in trust and to provide for  
the conduct of certain activities on the land**

*As ordered reported by the Senate Committee on Indian Affairs on September 27, 2007*

This bill would amend the Omnibus Indian Advancement Act (Public Law 106-568) that ordered the Department of the Interior (DOI) to take land into trust for the Lytton Rancheria of California. That legislation contained a provision that deemed the trust status of that land to be retroactive, effectively permitting the tribe to install electronic bingo machines or slot machines without meeting the conditions imposed by section 20 of the Indian Gaming Regulatory Act (IGRA). Section 20 requires additional regulatory review and approval by DOI and the appropriate governor as well as consultation with local communities. S. 1347 would delete that provision of the 2000 act, authorize certain gaming activities on the trust land, restrict the tribe's ability to expand the current facility, and make the tribe subject to section 20 of IGRA if it chooses to pursue other types of gambling.

Based on information from DOI and the National Indian Gaming Commission, CBO estimates that implementing S. 1347 would have no significant impact on the federal budget. Enacting the bill would not affect revenues or direct spending.

S. 1347 contains an intergovernmental mandate as defined in the Unfunded Mandates Reform Act (UMRA) because it would make the Lytton Band of Indians subject to additional requirements under federal law in order to have certain gaming activities on tribal trust lands. However, based on information from tribal representatives, CBO expects that the costs to comply with that mandate, if any, would be small and would not exceed the threshold established in UMRA (\$64 million in 2007, adjusted annually for inflation).

By making the Lytton Rancheria land subject to section 20 of IGRA, this bill would significantly affect the Rancheria's gaming operations only if the tribe intended to expand its current facility or pursue other types of gambling on the trust land. Tribal representatives

indicate, however, that they currently have no such plans to expand or pursue new operations. If S. 1347 is enacted, the tribe would be allowed to continue operating its existing facility; thus, it would not lose revenue as a result of the mandates contained in this bill.

The bill contains no new private-sector mandates as defined in UMRA.

The CBO staff contacts for this estimate are Matthew Pickford (for federal costs), and Melissa Merrell (for the impact on state, local, and tribal governments). This estimate was approved by Theresa Gullo, Deputy Assistant Director for Budget Analysis.