

II. VERSION DEC. 2, 2010

RESTRICTION ON CERTAIN TRUST LANDS

SEC. 120. (a) IN GENERAL.—For fiscal year 2011 and each fiscal year thereafter, in addition to any other requirements under applicable Federal law, gaming shall not be conducted on—

(1) land taken into trust by the Federal Government after the date of enactment of this Act, unless the land taken into trust by the Federal Government is—

(A) located within the same State in which the reservation or seat of government of the Indian tribe is located; and

(B) the Indian tribe demonstrates a direct connection to the land taken into trust through a final judicial decision relating to the land of the Indian tribe, a ratified treaty, or records of the Federal Government demonstrating a clear and convincing historical and modern-day connection to—

(i) the trust land; or

(ii) land that is contiguous to or located within the boundaries of the reservation of the Indian tribe.

(b) APPLICABILITY.—This section shall not apply to a final agency decision issued before the date of enactment of this Act.