

State of Misconsin 1999 - 2000 LEGISLATURE

ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1999 ASSEMBLY BILL 251

December 15, 1999 – Offered by COMMITTEE ON GOVERNMENT OPERATIONS.

1 AN ACT *to create* 66.038 of the statutes; **relating to:** notification of persons that 2 land may be taken in trust by the U.S. government for individual American 3 Indians and tribes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 66.038 of the statutes is created to read:

5 66.038 Indian trust status land, notification. (1) DEFINITIONS. In this 6 section:

- 7 (a) "Governing body" means the board, council or other body in which the
 8 legislative powers of the political subdivision are vested.
- 9 (b) "Political subdivision" means a city, village, town or county.
- 10 (c) "Secretary" means the U.S. secretary of the interior.

1999 – 2000 Legislature

¢ 4

(d) "Trust request" means a request made by an individual American Indian,
 as defined in s. 49.01 (1g), or Indian tribe, as defined in s. 49.134 (1) (a), that land
 be placed in trust by the secretary under 25 CFR 151.

- 2 -

4 (2) NOTIFICATION REQUIREMENTS. If the secretary notifies a political subdivision $\mathbf{5}$ under 25 CFR 151.10 or 151.11 that he or she has received a trust request, the 6 governing body of the political subdivision shall hold a public hearing to let residents 7 of the political subdivision know that such a trust request has been made. The 8 hearing may not take place sooner than 7 days after the clerk of the political 9 subdivision gives notice of the hearing by causing to be published a class 1 notice. 10 under ch. 985, in a newspaper covering the political subdivision. The clerk shall 11 cause the notice to be published as soon as possible after receiving notification from 12the secretary of a trust request. Two or more political subdivisions that receive 13notification regarding the same trust request may hold a joint public hearing. If any 14person submits written comments to a political subdivision at the hearing, the 15political subdivision shall forward the comments to the secretary.

16

(END)