

Calendar No. 711

103D CONGRESS
2D SESSION

H. R. 4709

AN ACT

To make certain technical corrections, and for other purposes.

OCTOBER 4 (legislative day, SEPTEMBER 12), 1994

Reported with an amendment

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H. R. 4709

IN THE SENATE OF THE UNITED STATES

AUGUST 17 (legislative day, AUGUST 11), 1994

Received; read twice and referred to the Committee on Indian Affairs

OCTOBER 4 (legislative day, SEPTEMBER 12), 1994

Reported by Mr. INOUE, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

To make certain technical corrections, and for other
purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. LEASING AUTHORITY OF THE INDIAN PUEBLO**
4 **FEDERAL DEVELOPMENT CORPORATION.**

5 Notwithstanding the provisions of section 17 of the
6 Act of June 18, 1934 (25 U.S.C. 477), the Indian Pueblo
7 Federal Development Corporation, whose charter was is-
8 sued pursuant to such section by the Secretary of the Inte-

rior on January 15, 1993, shall have the authority to lease
or sublease trust or restricted Indian lands for up to 50
years.

SEC. 2. GRAND RONDE RESERVATION ACT.

(a) LANDS DESCRIBED.—Section 1 of the Act entitled “An Act to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon, and for other purposes”, approved September 9, 1988 (102 Stat. 1594), is amended—

(1) in subsection (c)—

(A) by striking “9,879.65” and inserting “10,120.68”; and

(B) by striking all after

“6	8	1	SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	53.78”
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and inserting in lieu thereof the following:

“6	8	1	S $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	10.03
6	7	8	Tax lot 800	5.55
4	7	30	Lots 3, 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$	240
Total				10,120.68.”;

and

(2) by adding at the end the following:

“(d) CLAIMS EXTINGUISHED; LIABILITY.—

“(1) CLAIMS EXTINGUISHED.—All claims to lands within the State of Oregon based upon recognized title to the Grand Ronde Indian Reservation

1 established by the Executive order of June 30, 1857,
2 pursuant to treaties with the Kalapuya, Molalla, and
3 other tribes, or any part thereof by the Confederated
4 Tribes of the Grand Ronde Community of Oregon,
5 or any predecessor or successor in interest, are here-
6 by extinguished, and any transfers pursuant to the
7 Act of April 28, 1904 (Chap. 1820; 33 Stat. 567)
8 or other statute of the United States, by, from, or
9 on behalf of the Confederated Tribes of the Grand
10 Ronde Community of Oregon, or any predecessor or
11 successor interest, shall be deemed to have been
12 made in accordance with the Constitution and all
13 laws of the United States that are specifically appli-
14 cable to transfers of lands or natural resources from,
15 by, or on behalf of any Indian, Indian nation, or
16 tribe of Indians (including, but not limited to, the
17 Trade and Intercourse Act of 1790 (Act of July 22,
18 1790; 25 U.S.C. 177, ch. 33, sec. 4; 1 Stat. 137)).

19 “(2) LIABILITY.—The Tribe shall assume re-
20 sponsibility for lost revenues, if any, to any county
21 because of the transfer of revested Oregon and Cali-
22 fornia Railroad grant lands in section 30, Township
23 4 South, Range 7 West.”.

24 (b) CIVIL AND CRIMINAL JURISDICTION.—Section 3
25 of such Act (102 Stat. 1595) is amended by adding at

1 the end the following: “Such exercise shall not affect the
 2 Tribe’s concurrent jurisdiction over such matters.”.

3 **SEC. 3. CONFEDERATED TRIBES OF THE SILETZ INDIANS**
 4 **OF OREGON.**

5 Section 2 of the Act of September 4, 1980 (Public
 6 Law 96-340; 94 Stat. 1072) is amended—

7 (1) by inserting “(a)” after “SEC. 2.”; and

8 (2) by adding at the end the following:

9 “(b)(1) The Secretary of the Interior, acting at the
 10 request of the Confederated Tribes of the Siletz Indians
 11 of Oregon, shall accept (subject to all valid rights-of-way
 12 and easements existing on the date of such request) any
 13 appropriate warranty deed conveying to the United States
 14 in trust for the Confederated Tribes of Siletz Indians of
 15 Oregon, contingent upon payment of all accrued and un-
 16 paid taxes, the following parcels of land located in Lincoln
 17 County, State of Oregon:

18 “(A) In Township 10 South, Range 8 West,
 19 Willamette Meridian—

20 “(i) a tract of land in the northwest and
 21 the northeast quarters of section 7 consisting of
 22 208.50 acres, more or less, conveyed to the
 23 Tribe by warranty deed from John J. Jantzi
 24 and Erma M. Jantzi on March 30, 1990; and

1 “(ii) 3 tracts of land in section 7 consist-
2 ing of 18.07 acres, more or less, conveyed to
3 the Tribe by warranty deed from John J.
4 Jantzi and Erma M. Jantzi on March 30, 1990.

5 “(B) In Township 10 South, Range 10 West,
6 Willamette Meridian—

7 “(i) a tract of land in section 4, including
8 a portion of United States Government Lot 31
9 lying west and south of the Siletz River, con-
10 sisting of 15.29 acres, more or less, conveyed to
11 the Tribe by warranty deed from Patrick J.
12 Collson and Patricia Ann Collson on February
13 27, 1991;

14 “(ii) a tract of land in section 9, located in
15 Tract 60, consisting of 4.00 acres, more or less,
16 conveyed to the Tribe by contract of sale from
17 Gladys M. Faulkner on December 9, 1987;

18 “(iii) a tract of land in section 9, including
19 portions of the north one-half of United States
20 Government Lot 15, consisting of 7.34 acres,
21 more or less, conveyed to the Tribe by contract
22 of sale from Clayton E. Hursh and Anna L.
23 Hursh on December 9, 1987;

24 “(iv) a tract of land in section 9, including
25 a portion of the north one-half of Government

1 Lot 16, consisting of 5.62 acres, more or less,
2 conveyed to the Tribe by warranty deed from
3 Steve Jebert and Elizabeth Jebert on December
4 1, 1987;

5 “(v) a tract of land in the southwest quar-
6 ter of the northwest quarter of section 9, con-
7 sisting of 3.45 acres, more or less, conveyed to
8 the Tribe by warranty deed from Eugenie
9 Nashif on July 11, 1988; and

10 “(vi) a tract of land in section 10, includ-
11 ing United States Government Lot 8 and por-
12 tions of United States Government Lot 7, con-
13 sisting of 29.93 acres, more or less, conveyed to
14 the Tribe by warranty deed from Doyle Grooms
15 on August 6, 1992.

16 “(C) In the northwest quarter of section 2 and
17 the northeast quarter of section 3, Township 7
18 South, Range 11 West, Willamette Meridian, a tract
19 of land comprising Lots 58, 59, 63, and 64, Lincoln
20 Shore Star Resort, Lincoln City, Oregon.

21 “(2) The parcels of land described in paragraph (1),
22 together with the following tracts of lands which have been
23 conveyed to the United States in trust for the Confed-
24 erated Tribes of Siletz Indians of Oregon—

1 “(A) a tract of land in section 3, Township 10
2 South, Range 10 West, Willamette Meridian, includ-
3 ing portions of United States Government Lots 25,
4 26, 27, and 28, consisting of 49.35 acres, more or
5 less, conveyed by the Siletz Tribe to the United
6 States in trust for the Tribe on March 15, 1986;
7 and

8 “(B) a tract of land in section 9, Township 10
9 South, Range 10 West, Willamette Meridian, includ-
10 ing United States Government Lot 33, consisting of
11 2.27 acres, more or less, conveyed by warranty deed
12 to the United States in trust for the Confederated
13 Tribes of Siletz Indians of Oregon from Harold D.
14 Alldridge and Sylvia C. Alldridge on June 30, 1981;
15 shall be subject to the limitations and provisions of sec-
16 tions 3, 4, and 5 of this Act and shall be deemed to be
17 a restoration of land pursuant to section 7 of the Siletz
18 Indian Tribe Restoration Act (91 Stat. 1415; 25 U.S.C.
19 711(e)).

20 “(3) Notwithstanding any other provision of law, the
21 United States should not incur any liability for conditions
22 on any parcels of land taken into trust under this section.

23 “(4) As soon as practicable after the transfer of the
24 parcels provided in paragraphs (1) and (2), the Secretary

1 of the Interior shall convey such parcels and publish a de-
2 scription of such lands in the Federal Register.”.

3 **SEC. 4. TRANSFER OF PARCEL BY YSLETA DEL SUR**
4 **PUEBLO.**

5 (a) **RATIFICATION.**—The transfer of the land de-
6 scribed in subsection (b), together with fixtures thereon,
7 on July 12, 1991, by the Ysleta Del Sur Pueblo is hereby
8 ratified and shall be deemed to have been made in accord-
9 ance with the Constitution and all laws of the United
10 States that are specifically applicable to transfers of land
11 from, by, or on behalf of any Indian, Indian nation, or
12 tribe or band of Indians (including section 2116 of the
13 Revised Statutes (25 U.S.C. 177)) as if Congress had
14 given its consent prior to the transfer.

15 (b) **LANDS DESCRIBED.**—The lands referred to in
16 subsection (a) are more particularly described as follows:

17 Tract 1—B—1 (1.9251 acres) and Tract 1—B—2—A
18 (0.0748 acres), Block 2 San Elizario, El Paso Coun-
19 ty, Texas.

20 **SEC. 5. AUTHORIZATION FOR 99-YEAR LEASES.**

21 The second sentence of subsection (a) of the first sec-
22 tion of the Act of August 9, 1955 (25 U.S.C. 415(a)),
23 is amended by inserting “the Viejas Indian Reservation,”
24 after “Soboba Indian Reservation,”.

1 **SEC. 6. WIND RIVER INDIAN IRRIGATION PROJECT.**

2 Funds appropriated for construction of the Wind
3 River Indian Irrigation Project in fiscal year 1990 (Public
4 Law 101–121), fiscal year 1991 (Public Law 101–512),
5 and fiscal year 1992 (Public Law 102–154) shall be made
6 available on a nonreimbursable basis.

7 **SEC. 7. REIMBURSEMENT OF COSTS INCURRED BY GILA**
8 **RIVER INDIAN COMMUNITY FOR CERTAIN**
9 **RECLAMATION CONSTRUCTION.**

10 The Secretary of the Interior is authorized to pay
11 \$1,842,205 to the Gila River Indian Community as reim-
12 bursement for the costs incurred by the Gila River Indian
13 Community for construction allocated to irrigation on the
14 Sacaton Ranch that would have been nonreimbursable if
15 such construction had been performed by the Bureau of
16 Reclamation under section 402 of the Colorado River
17 Basin Project Act (43 U.S.C. 1542).

18 **SEC. 8. RECONVEYANCE OF CERTAIN EXCESS LANDS.**

19 (a) IN GENERAL.—The Congress finds that the Sac
20 and Fox Nation of Oklahoma has determined the lands
21 described in subsection (b) to be excess to their needs and
22 should be returned to the original Indian grantors or their
23 heirs. The Secretary of the Interior is authorized to accept
24 transfer of title from the Sac and Fox Nation of Oklahoma
25 of its interest in the lands described in subsection (b).

1 (b) PERSONS AND LANDS.—The lands and individ-
2 uals referred to in subsection (a) are as follows:

3 (1) To the United States of America in trust
4 for Sadie Davis, now Tyner, or her heirs or devisees,
5 the Surface and Surface Rights only in and to the
6 ~~SE¹/₄SE¹/₄SE¹/₄SE¹/₄~~ of Section 28, Township 17
7 North, Range 6 East of the Indian Meridian, Lin-
8 coln County, Oklahoma, containing 2.50 acres, more
9 or less.

10 (2) To the United States of America in trust
11 for Mabel Wakole, or her heirs or devisees, the Sur-
12 face and Surface Rights only in and to the
13 NE¹/₄NE¹/₄ of Lot 6 of NW¹/₄ of Section 14, Town-
14 ship 11 North, Range 4 East of the Indian Merid-
15 ian, Pottawatomie County, Oklahoma, containing
16 2.50 acres, more or less.

17 **SEC. 9. TITLE I OF THE ACT OF JANUARY 12, 1983, PERTAIN-**
18 **ING TO THE DEVILS LAKE SIOUX TRIBE.**

19 Paragraph (1) of section 108(a) of title I of the Act
20 of January 12, 1983 (96 Stat. 2515) is amended by strik-
21 ing out “of the date of death of the decedent” and insert-
22 ing in lieu thereof “after the date on which the Secretary’s
23 determination of the heirs of the decedent becomes final”.

1 **SEC. 10. NORTHERN CHEYENNE LAND TRANSFER.**

2 (a) IN GENERAL.—Notwithstanding any contrary
3 provision of law, the Secretary of the Interior or his au-
4 thorized representative (“Secretary”) is hereby authorized
5 and directed to transfer by deed to Lane Deer High
6 School District No. 6, Rosebud County, Montana (“School
7 District”), all right, title, and interest of the United States
8 and the Northern Cheyenne Tribe (“Tribe”) in and to the
9 lands described below (“Subject Lands”), to be held and
10 used by the School District for the exclusive purpose of
11 constructing and operating thereon a public high school
12 and related facilities. The Subject Lands consist of a tract
13 of approximately 40 acres within the Northern Cheyenne
14 Indian Reservation, more particularly described as follows:

15 A tract of land located in the W $\frac{1}{2}$ SE $\frac{1}{4}$ and the
16 E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 10, Township 3 South, Range
17 41 East, M.P.M., described as follows: Beginning at
18 the south $\frac{1}{4}$ corner of said Section 10, thence south
19 89 degrees 56 minutes west 393.31 feet on and
20 along the south line of said Section 10 to the true
21 point of beginning, thence south 89 degrees 56 min-
22 utes west 500.0 feet on and along said Section line,
23 thence north 00 degrees 00 minutes east, 575.0 feet,
24 thence north 54 degrees 9 minutes 22 seconds east
25 2382.26 feet, thence south 23 degrees 44 minutes
26 21 seconds east 622.56 feet, thence south 51 de-

1 grees 14 minutes 40 seconds west 2177.19 feet to
2 the true point of beginning, containing in all 40.0
3 acres, more or less.

4 (b) DEED AND LEASE.—(1) The deed issued under
5 this section shall provide that—

6 (A) title to all coal and other minerals, includ-
7 ing oil, gas, and other natural deposits, within the
8 Subject Lands shall remain in the Secretary in trust
9 for the Tribe, as provided in the Act of July 24,
10 1968 (82 Stat. 424);

11 (B) the Subject Lands may be used for the pur-
12 pose of constructing and operating a public high
13 school and related facilities thereon, and for no other
14 purpose;

15 (C) title to the Subject Lands, free and clear of
16 all liens and encumbrances, shall automatically re-
17 vert to the Secretary in trust for the Tribe, and the
18 deed shall be of no further force or effect, if, within
19 eight years of the date of the deed, classes have not
20 commenced in a permanent public high school facil-
21 ity established on the Subject Lands, or if such
22 classes commence at the facility within such eight-
23 year period, but the facility subsequently perma-
24 nently ceases operating as a public high school; and

1 (D) at any time after the conclusion of the cur-
2 rent litigation (including all trial and, if any, appel-
3 late proceedings) challenging the November 9, 1993,
4 decision of the Superintendent of Public Instruction
5 for the State of Montana granting the petition to
6 create the School District, and with the prior ap-
7 proval of the Superintendent of Public Instruction
8 (“Superintendent’s Approval”), the Tribe shall have
9 the right to replace the deed with a lease covering
10 the Subject Lands issued under the Act of August
11 9, 1955, as amended (25 U.S.C. 415(a)) having a
12 term of 25 years, with a right to renew for an addi-
13 tional 25 years.

14 (2) Under the lease referred to in paragraph (1)(D),
15 the Subject Lands shall be leased rent free to the School
16 District for the exclusive purpose of constructing and op-
17 erating a public high school and related facilities thereon.
18 The lease shall terminate if, within eight years of the date
19 of the deed, classes have not commenced in a permanent
20 public high school facility established on the Subject
21 Lands, or if such classes commence at the facility within
22 such eight-year period, but the facility subsequently per-
23 manently ceases operating as a public high school. In the
24 event the Tribe seeks and obtains the Superintendent’s
25 Approval, it may tender a lease, signed by the Tribe and

1 approved by the Secretary, which complies with the provi-
2 sions of this subsection. Upon such tender, the deed shall
3 be of no further force or effect, and, subject to the lease-
4 hold interest offered to the School District, title to the
5 Subject Lands, free and clear of all liens and encum-
6 brances, shall automatically revert to the Secretary in
7 trust for the Tribe. The Tribe may at any time irrevocably
8 relinquish the right provided to it under this subsection
9 by resolution of the Northern Cheyenne Tribal Council ex-
10 plicitly so providing.

11 (c) EFFECT OF ACCEPTANCE OF DEED.—Upon the
12 School District's acceptance of a deed delivered under this
13 section, the School District, and any party who may subse-
14 quently acquire any right, title, or interest of any kind
15 whatsoever in or to the Subject Lands by or through the
16 School District, shall be subject to, be bound by, and com-
17 ply with all terms and conditions set forth in subpara-
18 graphs (A) through (D) of subsection (b)(1).

19 **SEC. 11. INDIAN AGRICULTURE AMENDMENT.**

20 (a) LEASING OF INDIAN AGRICULTURAL LANDS.—
21 Section 105 of the American Indian Agriculture Resource
22 Management Act (25 U.S.C. 3701 et seq.) is amended—

23 (1) in subsection (b)—

24 (A) by striking “and” at the end of para-
25 graph (3);

1 (B) by striking the period at the end of
2 paragraph (4) and inserting “; and”; and

3 (C) by adding at the end the following:

4 “(5) shall approve leases and permits of tribally
5 owned agricultural lands at rates determined by the
6 tribal governing body.”; and

7 (2) in subsection (c), by amending paragraph
8 (1) to read as follows: “(1) Nothing in this section
9 shall be construed as limiting or altering the author-
10 ity or right of an individual allottee or Indian tribe
11 in the legal or beneficial use of his, her, or its own
12 land or to enter into an agricultural lease of the sur-
13 face interest of his, her, or its allotment or land
14 under any other provision of law.”.

15 (b) TRIBAL IMMUNITY.—The American Indian Agri-
16 culture Resource Management Act (25 U.S.C. 3701 et
17 seq.) is amended by adding at the end the following:

18 “SEC. 306. TRIBAL IMMUNITY.

19 “Nothing in this Act shall be construed to affect,
20 modify, diminish, or otherwise impair the sovereign immu-
21 nity from suit enjoyed by Indian tribes.”.

22 SEC. 12. INDIAN HEALTH AMENDMENT.

23 Section 4(n) of the Indian Health Care Improvement
24 Act (25 U.S.C. 1603(n)) is amended to read as follows:

1 “(n) ‘Health profession’ means allopathic medicine,
 2 family medicine, internal medicine, pediatrics, geriatric
 3 medicine, obstetrics and gynecology, podiatric medicine,
 4 nursing, public health nursing, dentistry, psychiatry, oste-
 5 opathy, optometry, pharmacy, psychology, public health,
 6 social work, marriage and family therapy, chiropractic
 7 medicine, environmental health and engineering, allied
 8 health professions, and other health professions.”.

9 **SEC. 13. SAN CARLOS APACHE WATER RIGHTS SETTLE-**
 10 **MENT ACT OF 1992.**

11 Section 3711(b)(1) of title XXXVII of the San Carlos
 12 Apache Tribe Water Rights Settlement Act of 1992 (106
 13 Stat. 4752) is amended by striking out “December 31,
 14 1994” and inserting in lieu thereof “December 31, 1995”.

15 **SEC. 14. RELATIONSHIP BETWEEN BUY INDIAN ACT AND**
 16 **MENTOR-PROTEGE PROGRAM.**

17 Section 23 of the Act of June 25, 1910 (36 Stat.
 18 861; 25 U.S.C. 47; commonly referred to as the “Buy In-
 19 dian Act”), is amended by adding at the end the following:
 20 “Participation in the Mentor-Protege Program established
 21 under section 831 of Public Law 101-510 or receipt of
 22 assistance pursuant to any developmental assistance
 23 agreement authorized under such program does not render
 24 Indian labor or Indian industry ineligible to receive any
 25 assistance authorized under this proviso. For the purposes

1 of this proviso, (i) no determination of affiliation or con-
 2 trol (either direct or indirect) may be found between a pro-
 3 tege firm and its mentor firm on the basis that the mentor
 4 firm has agreed to furnish (or has furnished) to its protege
 5 firm pursuant to a mentor-protege agreement any form
 6 of developmental assistance described in subsection (f) of
 7 such section, and (ii) the terms ‘protege firm’ and ‘mentor
 8 firm’ have the meaning given such terms in subsection (e)
 9 of such section 831.’’.

10 **SECTION 1. LEASING AUTHORITY OF THE INDIAN PUEBLO**
 11 **FEDERAL DEVELOPMENT CORPORATION.**

12 *Notwithstanding the provisions of section 17 of the Act*
 13 *of June 18, 1934 (48 Stat. 988, chapter 576; 25 U.S.C.*
 14 *477), the Indian Pueblo Federal Development Corporation,*
 15 *whose charter was issued pursuant to such section by the*
 16 *Secretary of the Interior on January 15, 1993, shall have*
 17 *the authority to lease or sublease trust or restricted Indian*
 18 *lands for up to 50 years.*

19 **SEC. 2. GRAND RONDE RESERVATION ACT.**

20 (a) *LANDS DESCRIBED.*—Section 1 of the Act entitled
 21 “An Act to establish a reservation for the Confederated
 22 Tribes of the Grand Ronde Community of Oregon, and for
 23 other purposes”, approved September 9, 1988 (102 Stat.
 24 1594), is amended—

25 (1) in subsection (c)—

1 (A) by striking “9,879.65” and inserting
 2 “10,120.68”; and

3 (B) by striking all after

“6 8 1 SW¹/₄SW¹/₄, W¹/₂SE¹/₄SW¹/₄ 53.78”

4 and inserting the following:

“6	8	1	S ¹ / ₂ E ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄	10.03
6	7	8	Tax lot 800	5.55
4	7	30	Lots 3, 4, SW ¹ / ₄ NE ¹ / ₄ , SE ¹ / ₄ NW ¹ / ₄ , E ¹ / ₂ SW ¹ / ₄	240
Total				10,120.68.”;

5 and

6 (2) by adding at the end the following new sub-
 7 section:

8 “(d) *CLAIMS EXTINGUISHED; LIABILITY.*—

9 “(1) *CLAIMS EXTINGUISHED.*—All claims to
 10 lands within the State of Oregon based upon recog-
 11 nized title to the Grand Ronde Indian Reservation es-
 12 tablished by the Executive order of June 30, 1857,
 13 pursuant to treaties with the Kalapuya, Molalla, and
 14 other tribes, or any part thereof by the Confederated
 15 Tribes of the Grand Ronde Community of Oregon, or
 16 any predecessor or successor in interest, are hereby ex-
 17 tinguished, and any transfers pursuant to the Act of
 18 April 28, 1904 (Chap. 1820; 33 Stat. 567) or other
 19 statute of the United States, by, from, or on behalf of
 20 the Confederated Tribes of the Grand Ronde Commu-

1 nity of Oregon, or any predecessor or successor inter-
 2 est, shall be deemed to have been made in accordance
 3 with the Constitution and all laws of the United
 4 States that are specifically applicable to transfers of
 5 lands or natural resources from, by, or on behalf of
 6 any Indian, Indian nation, or tribe of Indians (in-
 7 cluding, but not limited to, the Act of July 22, 1790,
 8 commonly known as the ‘Trade and Intercourse Act
 9 of 1790’ (1 Stat. 137, chapter 33, section 4)).

10 “(2) *LIABILITY*.—The Tribe shall assume respon-
 11 sibility for lost revenues, if any, to any county be-
 12 cause of the transfer of revested Oregon and Califor-
 13 nia Railroad grant lands in section 30, Township 4
 14 South, Range 7 West.”.

15 (b) *CIVIL AND CRIMINAL JURISDICTION*.—Section 3 of
 16 such Act (102 Stat. 1595) is amended by adding at the end
 17 the following: “Such exercise shall not affect the Tribe’s con-
 18 current jurisdiction over such matters.”.

19 **SEC. 3. CONFEDERATED TRIBES OF THE SILETZ INDIANS**
 20 **OF OREGON.**

21 Section 2 of the Act entitled “An Act to establish a
 22 reservation for the Confederated Tribes of Siletz Indians of
 23 Oregon, approved September 4, 1980 (Public Law 96–340;
 24 94 Stat. 1072) is amended—

25 (1) by inserting “(a)” after “SEC. 2.”; and

1 (2) by adding at the end the following:

2 “(b)(1) The Secretary of the Interior, acting at the re-
 3 quest of the Confederated Tribes of the Siletz Indians of Or-
 4 egon, shall accept (subject to all valid rights-of-way and
 5 easements existing on the date of such request) any appro-
 6 priate warranty deed conveying to the United States in
 7 trust for the Confederated Tribes of the Siletz Indians of
 8 Oregon, contingent upon payment of all accrued and un-
 9 paid taxes, the following parcels of land located in Lincoln
 10 County, State of Oregon:

11 “(A) In Township 10 South, Range 8 West, Wil-
 12 lamette Meridian—

13 “(i) a tract of land in the northwest and the
 14 northeast quarters of section 7 consisting of
 15 208.50 acres, more or less, conveyed to the Tribe
 16 by warranty deed from John J. Jantzi and
 17 Erma M. Jantzi on March 30, 1990; and

18 “(ii) 3 tracts of land in section 7 consisting
 19 of 18.07 acres, more or less, conveyed to the Tribe
 20 by warranty deed from John J. Jantzi and
 21 Erma M. Jantzi on March 30, 1990.

22 “(B) In Township 10 South, Range 10 West,
 23 Willamette Meridian—

24 “(i) a tract of land in section 4, including
 25 a portion of United States Government Lot 31

1 *lying west and south of the Siletz River, consist-*
2 *ing of 15.29 acres, more or less, conveyed to the*
3 *Tribe by warranty deed from Patrick J. Collson*
4 *and Patricia Ann Collson on February 27, 1991;*

5 *“(ii) a tract of land in section 9, located in*
6 *Tract 60, consisting of 4.00 acres, more or less,*
7 *conveyed to the Tribe by contract of sale from*
8 *Gladys M. Faulkner on December 9, 1987;*

9 *“(iii) a tract of land in section 9, including*
10 *portions of the north one-half of United States*
11 *Government Lot 15, consisting of 7.34 acres,*
12 *more or less, conveyed to the Tribe by contract*
13 *of sale from Clayton E. Hursh and Anna L.*
14 *Hursh on December 9, 1987;*

15 *“(iv) a tract of land in section 9, including*
16 *a portion of the north one-half of United States*
17 *Government Lot 16, consisting of 5.62 acres,*
18 *more or less, conveyed to the Tribe by warranty*
19 *deed from Steve Jebert and Elizabeth Jebert on*
20 *December 1, 1987;*

21 *“(v) a tract of land in the southwest quarter*
22 *of the northwest quarter of section 9, consisting*
23 *of 3.45 acres, more or less, conveyed to the Tribe*
24 *by warranty deed from Eugenie Nashif on July*
25 *11, 1988; and*

1 “(vi) a tract of land in section 10, includ-
2 ing United States Government Lot 8 and por-
3 tions of United States Government Lot 7, con-
4 sisting of 29.93 acres, more or less, conveyed to
5 the Tribe by warranty deed from Doyle Grooms
6 on August 6, 1992.

7 “(C) In the northwest quarter of section 2 and
8 the northeast quarter of section 3, Township 7 South,
9 Range 11 West, Willamette Meridian, a tract of land
10 comprising United States Government Lots 58, 59,
11 63, and 64, Lincoln Shore Star Resort, Lincoln City,
12 Oregon.

13 “(2) The parcels of land described in paragraph (1),
14 together with the following tracts of lands which have been
15 conveyed to the United States in trust for the Confederated
16 Tribes of Siletz Indians of Oregon—

17 “(A) a tract of land in section 3, Township 10
18 South, Range 10 West, Willamette Meridian, includ-
19 ing portions of United States Government Lots 25,
20 26, 27, and 28, consisting of 49.35 acres, more or less,
21 conveyed by the Siletz Tribe to the United States in
22 trust for the Tribe on March 15, 1986; and

23 “(B) a tract of land in section 9, Township 10
24 South, Range 10 West, Willamette Meridian, includ-
25 ing United States Government Lot 33, consisting of

1 2.27 acres, more or less, conveyed by warranty deed
 2 to the United States in trust for the Confederated
 3 Tribes of Siletz Indians of Oregon from Harold D.
 4 Alldridge and Sylvia C. Alldridge on June 30, 1981;
 5 shall be subject to the limitations and provisions of sections
 6 3, 4, and 5 of this Act and shall be deemed to be a restora-
 7 tion of land pursuant to section 7 of the Siletz Indian Tribe
 8 Restoration Act (25 U.S.C. 711(e)).

9 “(3) Notwithstanding any other provision of law, the
 10 United States should not incur any liability for conditions
 11 on any parcels of land taken into trust under this section.

12 “(4) As soon as practicable after the transfer of the
 13 parcels provided in paragraphs (1) and (2), the Secretary
 14 of the Interior shall convey such parcels and publish a de-
 15 scription of such lands in the Federal Register.”.

16 **SEC. 4. TRANSFER OF PARCEL BY YSLETA DEL SUR**
 17 **PUEBLO.**

18 (a) **RATIFICATION.**—The transfer of the land described
 19 in subsection (b), together with fixtures thereon, on July
 20 12, 1991, by the Ysleta Del Sur Pueblo is hereby ratified
 21 and shall be deemed to have been made in accordance with
 22 the Constitution and all laws of the United States that are
 23 specifically applicable to transfers of land from, by, or on
 24 behalf of any Indian, Indian nation, or tribe or band of
 25 Indians (including section 2116 of the Revised Statutes (25

1 U.S.C. 177)) as if Congress had given its consent prior to
2 the transfer.

3 (b) *LANDS DESCRIBED.*—The lands referred to in sub-
4 section (a) are more particularly described as follows:

5 Tract 1–B–1 (1.9251 acres) and Tract 1–B–2–A
6 (0.0748 acres), Block 2 San Elizario, El Paso Coun-
7 ty, Texas.

8 **SEC. 5. AUTHORIZATION FOR 99-YEAR LEASES.**

9 The second sentence of subsection (a) of the first section
10 of the Act of August 9, 1955 (69 Stat. 539, chapter 615;
11 25 U.S.C. 415(a)) is amended by inserting “the Viejas In-
12 dian Reservation,” after “Soboba Indian Reservation,”.

13 **SEC. 6. WIND RIVER INDIAN IRRIGATION PROJECT.**

14 Funds appropriated for construction of the Wind
15 River Indian Irrigation Project for fiscal year 1990 (pursu-
16 ant to Public Law 101–121), fiscal year 1991 (pursuant
17 to the Department of the Interior and Related Agencies Ap-
18 propriations Act, 1991 (Public Law 101–512)), and fiscal
19 year 1992 (pursuant to the Department of the Interior and
20 Related Agencies Appropriations Act, 1992 (Public Law
21 102–154)) shall be made available on a nonreimbursable
22 basis.

1 **SEC. 7. REIMBURSEMENT OF COSTS INCURRED BY GILA**
2 **RIVER INDIAN COMMUNITY FOR CERTAIN**
3 **RECLAMATION CONSTRUCTION.**

4 *The Secretary of the Interior is authorized to pay*
5 *\$1,842,205 to the Gila River Indian Community as reim-*
6 *bursement for the costs incurred by the Gila River Indian*
7 *Community for construction allocated to irrigation on the*
8 *Sacaton Ranch that would have been nonreimbursable if*
9 *such construction had been performed by the Bureau of Rec-*
10 *lamation under section 402 of the Colorado River Basin*
11 *Project Act (43 U.S.C. 1542).*

12 **SEC. 8. RECOGNITION OF INDIAN COMMUNITY.**

13 *Section 10 of the Indian Law Technical Amendments*
14 *of 1987 (Public Law 100–153) is amended—*

15 *(1) by striking “The Frank’s” and inserting “(a)*

16 *Subject to subsection (b), the Frank’s”;*

17 *(2) by striking “recognized as eligible” and in-*
18 *serting the following:*

19 *“recognized—*

20 *“(1) as eligible”;*

21 *(3) by striking the period at the end and insert-*
22 *ing “; and”; and*

23 *(4) by adding at the end the following:*

24 *“(2) as a self-governing dependent Indian com-*
25 *munity that is not subject to the jurisdiction of any*
26 *federally recognized tribe.*

1 “(b)(1) Nothing in this section may be construed to
2 alter or affect the jurisdiction of the State of Washington
3 under section 1162 of title 18, United States Code.

4 “(2) Notwithstanding any other provision of law, the
5 Frank’s Landing Indian Community shall not engage in
6 any class III gaming activity (as defined in section 3(8)
7 of the Indian Gaming Regulatory Act of 1988 (25 U.S.C.
8 2703(8)).”.

9 **SEC. 9. RECONVEYANCE OF CERTAIN EXCESS LANDS.**

10 (a) *IN GENERAL.*—The Congress finds that the Sac
11 and Fox Nation of Oklahoma has determined the lands de-
12 scribed in subsection (b) to be excess to their needs and
13 should be returned to the original Indian grantors or their
14 heirs. The Secretary of the Interior is authorized to accept
15 transfer of title from the Sac and Fox Nation of Oklahoma
16 of its interest in the lands described in subsection (b).

17 (b) *PERSONS AND LANDS.*—The lands and individuals
18 referred to in subsection (a) are as follows:

19 (1) To the United States of America in trust for
20 Sadie Davis, now Tyner, or her heirs or devisees, the
21 Surface and Surface Rights only in and to the
22 SE¹/₄SE¹/₄SE¹/₄SE¹/₄ of section 28, Township 17
23 North, Range 6 East of the Indian Meridian, Lincoln
24 County, Oklahoma, containing 2.50 acres, more or
25 less.

1 (2) *To the United States of America in trust for*
 2 *Mabel Wakole, or her heirs or devisees, the Surface*
 3 *and Surface Rights only in and to the NE¹/₄NE¹/₄ of*
 4 *Lot 6 of NW¹/₄ of section 14, Township 11 North,*
 5 *Range 4 East of the Indian Meridian, Pottawatomie*
 6 *County, Oklahoma, containing 2.50 acres, more or*
 7 *less.*

8 **SEC. 10. TITLE I OF PUBLIC LAW 97-459, PERTAINING TO**
 9 **THE DEVILS LAKE SIOUX TRIBE.**

10 *Paragraph (1) of section 108(a) of title I of Public*
 11 *Law 97-459 (96 Stat. 2515) is amended by striking out*
 12 *“of the date of death of the decedent” and inserting in lieu*
 13 *thereof “after the date on which the Secretary’s determina-*
 14 *tion of the heirs of the decedent becomes final”.*

15 **SEC. 11. NORTHERN CHEYENNE LAND TRANSFER.**

16 (a) *IN GENERAL.*—*Notwithstanding any contrary pro-*
 17 *vision of law, the Secretary of the Interior or an authorized*
 18 *representative of the Secretary (referred to in this section*
 19 *as the “Secretary”)* *is hereby authorized and directed to*
 20 *transfer by deed to Lame Deer High School District No.*
 21 *6, Rosebud County, Montana (referred to in this section as*
 22 *the “School District”), all right, title, and interest of the*
 23 *United States and the Northern Cheyenne Tribe (referred*
 24 *to in this section as the “Tribe”) in and to the lands de-*
 25 *scribed in this subsection (referred to in this section as*

1 “Subject Lands”), to be held and used by the School District
 2 for the exclusive purpose of constructing and operating
 3 thereon a public high school and related facilities. The Sub-
 4 ject Lands consist of a tract of approximately 40 acres with-
 5 in the Northern Cheyenne Indian Reservation, more par-
 6 ticularly described as follows:

7 A tract of land located in the $W^{1/2}$ $SE^{1/4}$ and the $E^{1/2}$
 8 $SW^{1/4}$ of section 10, Township 3 South, Range 41
 9 East, M.P.M., described as follows: Beginning at the
 10 south $1/4$ corner of said section 10, thence south 89 de-
 11 grees 56 minutes west 393.31 feet on and along the
 12 south line of said section 10 to the true point of be-
 13 ginning, thence south 89 degrees 56 minutes west
 14 500.0 feet on and along said section line, thence north
 15 00 degrees 00 minutes east, 575.0 feet, thence north 54
 16 degrees 9 minutes 22 seconds east 2382.26 feet, thence
 17 south 23 degrees 44 minutes 21 seconds east 622.56
 18 feet, thence south 51 degrees 14 minutes 40 seconds
 19 west 2177.19 feet to the true point of beginning, con-
 20 taining in all 40.0 acres, more or less.

21 (b) DEED AND LEASE.—

22 (1) IN GENERAL.—The deed issued under this
 23 section shall provide that—

24 (A) title to all coal and other minerals, in-
 25 cluding oil, gas, and other natural deposits,

1 *within the Subject Lands shall remain in the*
2 *Secretary in trust for the Tribe, as provided in*
3 *Public Law 90–424 (82 Stat. 424);*

4 *(B) the Subject Lands may be used for the*
5 *purpose of constructing and operating a public*
6 *high school and related facilities thereon, and for*
7 *no other purpose;*

8 *(C) title to the Subject Lands, free and clear*
9 *of all liens and encumbrances, shall automati-*
10 *cally revert to the Secretary in trust for the*
11 *Tribe, and the deed shall be of no further force*
12 *or effect, if, within 8 years after the date of the*
13 *deed, classes have not commenced in a perma-*
14 *nent public high school facility established on the*
15 *Subject Lands, or if such classes commence at the*
16 *facility within such 8-year period, but the facil-*
17 *ity subsequently permanently ceases operating as*
18 *a public high school; and*

19 *(D) at any time after the conclusion of the*
20 *current litigation (commenced before the date of*
21 *enactment of this Act and including all trial*
22 *and, if any, appellate proceedings) challenging*
23 *the November 9, 1993, decision of the Super-*
24 *intendent of Public Instruction for the State of*
25 *Montana granting the petition to create the*

1 *School District, and with the prior approval of*
2 *the Superintendent of Public Instruction (re-*
3 *ferred to in this section as the “Superintendent’s*
4 *Approval”), the Tribe shall have the right to re-*
5 *place the deed with a lease covering the Subject*
6 *Lands issued under section 1(a) of the Act of Au-*
7 *gust 9, 1955 (69 Stat. 539, chapter 615; 25*
8 *U.S.C. 415(a)) having a term of 25 years, with*
9 *a right to renew for an additional 25 years.*

10 *(2) CONDITIONS OF LEASE.—Under the lease re-*
11 *ferred to in paragraph (1)(D), the Subject Lands*
12 *shall be leased rent free to the School District for the*
13 *exclusive purpose of constructing and operating a*
14 *public high school and related facilities thereon. The*
15 *lease shall terminate if, within 8 years after the date*
16 *of the deed, classes have not commenced in a perma-*
17 *nent public high school facility established on the*
18 *Subject Lands, or if such classes commence at the fa-*
19 *cility within such 8-year period, but the facility sub-*
20 *sequently permanently ceases operating as a public*
21 *high school. In the event the Tribe seeks and obtains*
22 *the Superintendent’s Approval, the Tribe may tender*
23 *a lease, signed by the Tribe and approved by the Sec-*
24 *retary, which complies with the provisions of this sub-*
25 *section. Upon such tender, the deed shall be of no fur-*

1 *ther force or effect, and, subject to the leasehold inter-*
 2 *est offered to the School District, title to the Subject*
 3 *Lands, free and clear of all liens and encumbrances,*
 4 *shall automatically revert to the Secretary in trust for*
 5 *the Tribe. The Tribe may at any time irrevocably re-*
 6 *linquish the right provided to it under this subsection*
 7 *by resolution of the Northern Cheyenne Tribal Coun-*
 8 *cil explicitly so providing.*

9 *(c) EFFECT OF ACCEPTANCE OF DEED.—Upon the*
 10 *School District’s acceptance of a deed delivered under this*
 11 *section, the School District, and any party who may subse-*
 12 *quently acquire any right, title, or interest of any kind*
 13 *whatsoever in or to the Subject Lands by or through the*
 14 *School District, shall be subject to, be bound by, and comply*
 15 *with all terms and conditions set forth in subparagraphs*
 16 *(A) through (D) of subsection (b)(1).*

17 **SEC. 12. INDIAN AGRICULTURE AMENDMENT.**

18 *(a) LEASING OF INDIAN AGRICULTURAL LANDS.—Sec-*
 19 *tion 105 of the American Indian Agriculture Resource Man-*
 20 *agement Act (25 U.S.C. 3715) is amended—*

21 *(1) in subsection (b)—*

22 *(A) by striking “and” at the end of para-*
 23 *graph (3);*

24 *(B) by striking the period at the end of*
 25 *paragraph (4) and inserting “; and”; and*

1 (C) by adding at the end the following new
2 paragraph:

3 “(5) shall approve leases and permits of tribally
4 owned agricultural lands at rates determined by the
5 tribal governing body.”; and

6 (2) in subsection (c), amending paragraph (1) to
7 read as follows:

8 “(1) Nothing in this section shall be construed as limit-
9 ing or altering the authority or right of an individual allot-
10 tee or Indian tribe in the legal or beneficial use of his, her,
11 or its own land or to enter into an agricultural lease of
12 the surface interest of his, her, or its allotment or land
13 under any other provision of law.”.

14 (b) *TRIBAL IMMUNITY*.—The American Indian Agri-
15 culture Resource Management Act (25 U.S.C. 3701 et seq.)
16 is amended by adding at the end the following new section:

17 “**SEC. 306. TRIBAL IMMUNITY.**

18 “Nothing in this Act shall be construed to affect, mod-
19 ify, diminish, or otherwise impair the sovereign immunity
20 from suit enjoyed by Indian tribes.”.

21 **SEC. 13. SAN CARLOS APACHE WATER RIGHTS SETTLEMENT**

22 **ACT OF 1992.**

23 Section 3711(b)(1) of title XXXVII of the San Carlos
24 Apache Tribe Water Rights Settlement Act of 1992 (106

1 Stat. 4752) is amended by striking “December 31, 1994”
2 and inserting “December 31, 1995”.

3 **SEC. 14. RELATIONSHIP BETWEEN BUY INDIAN ACT AND**
4 **MENTOR-PROTEGE PROGRAM.**

5 Section 23 of the Act of June 25, 1910 (36 Stat. 861;
6 25 U.S.C. 47; commonly referred to as the “Buy Indian
7 Act”), is amended by adding at the end the following: “Par-
8 ticipation in the Mentor-Protege Program established under
9 section 831 of the National Defense Authorization Act for
10 Fiscal Year 1991 (10 U.S.C. 2301 note) or receipt of assist-
11 ance pursuant to any developmental assistance agreement
12 authorized under such program shall not render Indian
13 labor or Indian industry ineligible to receive any assistance
14 authorized under this section. For the purposes of this
15 section—

16 “(1) no determination of affiliation or control
17 (either direct or indirect) may be found between a
18 protege firm and its mentor firm on the basis that the
19 mentor firm has agreed to furnish (or has furnished)
20 to its protege firm pursuant to a mentor-protege
21 agreement any form of developmental assistance de-
22 scribed in subsection (f) of section 831 of the National
23 Defense Authorization Act for Fiscal Year 1991 (10
24 U.S.C. 2301 note); and

1 “(2) the terms ‘protege firm’ and ‘mentor firm’
2 have the meaning given such terms in subsection (c)
3 of such section 831.”.

4 **SEC. 15. ACQUISITION OF LANDS ON WIND RIVER RESERVA-**
5 **TION.**

6 (a) *AUTHORITY TO HOLD LANDS IN TRUST FOR THE*
7 *INDIVIDUAL TRIBE.*—The Secretary of the Interior is hereby
8 authorized to acquire individually in the name of the Unit-
9 ed States in trust for the benefit of the Eastern Shoshone
10 Tribe of the Wind River Reservation or the Northern Arap-
11 aho Tribe of the Wind River Reservation, as appropriate,
12 lands or other rights when the individual assets of only one
13 of the tribes is used to acquire such lands or other rights.

14 (b) *LANDS REMAIN PART OF JOINT RESERVATION*
15 *SUBJECT TO EXCLUSIVE TRIBAL CONTROL.*—Any lands ac-
16 quired under subsection (a) within the exterior boundaries
17 of the Wind River Reservation shall remain a part of the
18 Reservation and subject to the joint tribal laws of the Res-
19 ervation, except that the lands so acquired shall be subject
20 to the exclusive use and control of the tribe for which such
21 lands were acquired.

22 (c) *INCOME.*—The income from lands acquired under
23 subsection (a) shall be credited to the tribe for which such
24 lands were acquired.

1 (d) *SAVINGS PROVISION.*—Nothing in this section shall
2 be construed to prevent the joint acquisition of lands for
3 the benefit of the Eastern Shoshone Tribe of the Wind River
4 Reservation and the Northern Arapaho Tribe of the Wind
5 River Reservation.

6 **SEC. 16. ADVANCED TRAINING AND RESEARCH.**

7 Section 111 of the Indian Health Care Improvement
8 Act (25 U.S.C. 1616d) is amended—

9 (1) in subsection (a)—

10 (A) by striking “who have worked in an In-
11 dian health program (as defined in section
12 108(a)(2)) for a substantial period of time”; and

13 (B) by adding at the end the following new
14 sentence: “In selecting participants for a pro-
15 gram established under this subsection, the Sec-
16 retary, acting through the Service, shall give pri-
17 ority to applicants who are employed by the In-
18 dian Health Service, Indian tribes, tribal orga-
19 nizations, and urban Indian organizations, at
20 the time of the submission of the applications.”;
21 and

22 (2) in subsection (b), by inserting after “Indian
23 health program” the following: “(as defined in section
24 108(a)(2))”.

1 (d) *NURSING RESIDENCY PROGRAM*.—Section 118(b)
2 of such Act (25 U.S.C. 1616k(b)) is amended by inserting
3 before the period the following: “or a Master’s degree”.

4 **SEC. 17. REDESIGNATION OF YAKIMA INDIAN NATION TO**
5 **YAKAMA INDIAN NATION.**

6 (a) *REDESIGNATION*.—The Confederated Tribes and
7 Bands of the Yakima Indian Nation shall be known and
8 designated as the “Confederated Tribes and Bands of the
9 Yakama Indian Nation”.

10 (b) *REFERENCES*.—Any reference in a law (including
11 any regulation), map, document, paper, or other record of
12 the United States to Confederated Tribes and Bands of the
13 Yakima Indian Nation referred to in subsection (a) shall
14 be deemed to be a reference to the “Confederated Tribes and
15 Bands of the Yakama Indian Nation”.

16 **SEC. 18. EXPENDITURE OF JUDGMENT FUNDS.**

17 Notwithstanding any other provision of law, or any
18 distribution plan approved pursuant to the Indian Tribal
19 Judgment Funds Use or Distribution Act (25 U.S.C. 1401
20 et seq.), the Secretary of the Interior may reprogram, in
21 accordance with the letter of Charles Dawes, the Chief of
22 the Ottawa Tribe of Oklahoma, to the Bureau of Indian
23 Affairs, Muskogee Area Office, dated September 21, 1993,
24 and the accompanying Resolution that was approved by the
25 Business Committee of the Ottawa Tribe of Oklahoma Au-

1 gust 19, 1993, the specific changes in the Secretarial Plan
 2 that became effective on June 14, 1983, for the use of funds
 3 that were awarded in satisfaction of judgments in final
 4 awards by the Indian Claims Commission for claims with
 5 the following docket numbers: 133–A, 133–B, 133–C, 302,
 6 and 338.

7 **SEC. 19. APPLICABILITY OF FEDERAL ADVISORY COMMIT-**
 8 **TEE ACT.**

9 The activities of the Department of the Interior associ-
 10 ated with the Department’s consultation with Indian orga-
 11 nizations related to the management by the United States
 12 for Indian tribes shall be exempt from the Federal Advisory
 13 Committee Act (5 U.S.C. App.).

14 **SEC. 20. POKAGON POTAWATOMI MEMBERSHIP LIST.**

15 The Act entitled “An Act to restore Federal services
 16 to the Pokagon Band of Potawatomi Indians”, approved
 17 September 21, 1994 (Public Law 103–323) is amended—

18 (1) by redesignating section 9 as section 10; and

19 (2) by inserting after section 8 the following new
 20 section:

21 **“SEC. 9. MEMBERSHIP LIST.**

22 **“(a) LIST OF MEMBERS AS OF SEPTEMBER 1994.—**
 23 **Not later than 120 days after the date of enactment of this**
 24 **Act, the Bands shall submit to the Secretary a list of all**

1 individuals who, as of September 21, 1994, were members
2 of the respective Bands.

3 “(b) *LIST OF INDIVIDUALS ELIGIBLE FOR MEMBER-*
4 *SHIP.*—

5 “(1) *IN GENERAL.*—Not later than 18 months
6 after the date of enactment of this Act, the Bands
7 shall submit to the Secretary membership rolls that
8 contain the names of all individuals eligible for mem-
9 bership in such Bands. Each such Band, in consulta-
10 tion with the Secretary, shall determine whether an
11 individual is eligible for membership in the Band on
12 the basis of provisions in the governing documents of
13 the Band that determine the qualifications for inclu-
14 sion in the membership roll of the Band.

15 “(2) *PUBLICATION OF NOTICE.*—At such time as
16 the rolls have been submitted to the Secretary, the
17 Secretary shall immediately publish in the Federal
18 Register a notice of such rolls.

19 “(3) *MAINTENANCE OF ROLLS.*—The Bands shall
20 ensure that the rolls are maintained and kept cur-
21 rent.”.

22 **SEC. 21. ODAWA AND OTTAWA MEMBERSHIP LISTS.**

23 The Little Traverse Bay Bands of Odawa and the Lit-
24 tle River Band of Ottawa Indians Act (Public Law 103—

1 324) is amended by adding at the end the following new
2 section:

3 **“SEC. 9. MEMBERSHIP LIST.**

4 “(a) *LIST OF PRESENT MEMBERSHIP.*—Not later than
5 120 days after the date of enactment of this Act, the Band
6 shall submit to the Secretary a list of all individuals who,
7 as of September 21, 1994, were members of the Band.

8 “(b) *LIST OF INDIVIDUALS ELIGIBLE FOR MEMBER-*
9 *SHIP.*—

10 “(1) *IN GENERAL.*—Not later than 18 months
11 after the date of enactment of this Act, the Band shall
12 submit to the Secretary membership rolls that contain
13 the names of all individuals eligible for membership
14 in such Band. The Band, in consultation with the
15 Secretary, shall determine whether an individual is
16 eligible for membership in the Band on the basis of
17 provisions in the governing documents of the Band
18 that determine the qualifications for inclusion in the
19 membership roll of the Band.

20 “(2) *PUBLICATION OF NOTICE.*—At such time as
21 the rolls have been submitted to the Secretary, the
22 Secretary shall immediately publish in the Federal
23 Register a notice of such rolls.

1 “(3) *MAINTENANCE OF ROLLS.*—*The Band shall*
 2 *ensure that the rolls are maintained and kept cur-*
 3 *rent.*”.

4 **SEC. 22. INDIAN SELF-DETERMINATION AND EDUCATION**
 5 **ASSISTANCE ACT.**

6 (a) *IN GENERAL.*—*The Indian Self-Determination Act*
 7 *is amended—*

8 (1) *in section 107(b)(2) (25 U.S.C. 450k(b)(2)),*
 9 *by striking “Committee on Interior and Insular Af-*
 10 *fairs” and inserting “Committee on Natural Re-*
 11 *sources”;*

12 (2) *in section 301 (25 U.S.C. 450f note), by*
 13 *striking “eight” and inserting “18”; and*

14 (3) *in section 302(a) (25 U.S.C. 450f note), by*
 15 *striking “The Secretaries” and inserting “For each*
 16 *fiscal year, the Secretaries”.*

17 (b) *ADVISORY COMMITTEES.*—*The Indian Self-Deter-*
 18 *mination and Education Assistance Act Amendments of*
 19 *1990 (title II of Public Law 101–644) is amended by add-*
 20 *ing at the end the following new section:*

21 **“SEC. 204. TRIBAL AND FEDERAL ADVISORY COMMITTEES.**

22 *“Notwithstanding any other provision of law (includ-*
 23 *ing any regulation), the Secretary of the Interior and the*
 24 *Secretary of Health and Human Services are authorized*
 25 *to jointly establish and fund advisory committees or other*

1 *advisory bodies composed of members of Indian tribes or*
 2 *members of Indian tribes and representatives of the Federal*
 3 *Government to ensure tribal participation in the implemen-*
 4 *tation of the Indian Self-Determination and Education As-*
 5 *sistance Act (Public Law 93-638).”.*

6 **SEC. 23. CROW BOUNDARY SETTLEMENT.**

7 *Section 6(c) of the Crow Boundary Settlement Act of*
 8 *1994 is amended to read as follows:*

9 *“(c) INVESTMENT.—At the request of the Secretary, the*
 10 *Secretary of the Treasury shall invest all sums deposited*
 11 *into, accruing to, and remaining in, the Crow Tribal Trust*
 12 *Fund in accordance with the first section of the Act of Feb-*
 13 *ruary 12, 1929 (45 Stat. 1164, chapter 178, 25 U.S.C.*
 14 *161a).”.*

Passed the House of Representatives August 16,
 1994.

Attest: DONNALD K. ANDERSON,
 Clerk.

HR 4709 RS—2

HR 4709 RS—3

HR 4709 RS—4