

103D CONGRESS
1ST SESSION

S. 1654

To make certain technical corrections.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 10 (legislative day, NOVEMBER 2), 1993

Mr. INOUE introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

A BILL

To make certain technical corrections.

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. NORTHERN CHEYENNE INDIAN RESERVED**
4 **WATER RIGHTS SETTLEMENT ACT OF 1992.**

5 (a) ENVIRONMENTAL COSTS.—Section 7(e) of the
6 Northern Cheyenne Indian Reserved Water Rights Settle-
7 ment Act of 1992 (Public Law 102–374, 106 Stat. 1186
8 et seq.) is amended by adding at the end thereof the fol-
9 lowing new sentences: “All costs of environmental compli-
10 ance and mitigation associated with the Compact, includ-
11 ing mitigation measures adopted by the Secretary, are the
12 sole responsibility of the United States. All moneys appro-

1 priated pursuant to the authorization under this sub-
 2 section are in addition to amounts appropriated pursuant
 3 to the authorization under section 7(b)(1) of this Act, and
 4 shall be immediately available.”.

5 (b) AUTHORIZATIONS.—The first sentence of section
 6 4(c) of the Northern Cheyenne Indian Reserved Water
 7 Rights Settlement Act of 1992 (Public Law 102–374; 106
 8 Stat. 1186 et seq.) is amended to read as follows: “Except
 9 for authorizations contained in subsections 7(b)(1)(A),
 10 7(b)(1)(B) and 7(e), the authorization of appropriations
 11 contained in this Act shall not be effective until such time
 12 as the Montana water court enters and approves a decree
 13 as provided in subsection (d) of this section.”.

14 (c) EFFECTIVE DATE.—The amendments made by
 15 this section shall be considered to have taken effect on
 16 September 30, 1992.

17 **SEC. 2. SAN CARLOS APACHE TRIBE WATER RIGHTS SET-**
 18 **TLEMENT ACT OF 1992.**

19 (a) AMENDMENT.—Section 3704(d) of the San Car-
 20 los Apache Tribe Water Rights Settlement Act of 1992
 21 (Public Law 102–575) is amended by deleting “reimburs-
 22 able” and inserting in lieu thereof “nonreimbursable”.

23 (b) EFFECTIVE DATE.—The amendment made by
 24 subsection (a) shall be considered to have taken effect on
 25 October 30, 1992.

1 **SEC. 3. TRIBALLY CONTROLLED COMMUNITY COLLEGES.**

2 The part of the text contained under the heading
3 “BUREAU OF INDIAN AFFAIRS”, and the subheading
4 “OPERATION OF INDIAN PROGRAMS”, in title I of the De-
5 partment of the Interior and Related Agencies Appropria-
6 tions Act, 1994, which reads “*Provided further*, That any
7 funds provided under this head or previously provided for
8 tribally controlled community colleges which are distrib-
9 uted prior to July 1, 1994 which have been or are being
10 invested or administered in compliance with section 331
11 of the Higher Education Act shall be deemed to be in com-
12 pliance for current and future purposes with title III of
13 the Tribally Controlled Community Colleges Assistance
14 Act.” is amended by deleting “section 331 of the Higher
15 Education Act” and inserting in lieu thereof “section
16 332(c)(2)(A) of the Higher Education Act of 1965”.

17 **SEC. 4. WHITE EARTH RESERVATION LAND SETTLEMENT**
18 **ACT OF 1985.**

19 Section 7 of the White Earth Reservation Land Set-
20 tlement Act of 1985 (25 U.S.C. 331, note) is amended
21 by adding at the end thereof the following:

22 “(f)(1) The Secretary is authorized to make a one-
23 time deletion from the second list published under sub-
24 section (c) or any subsequent list published under sub-
25 section (e) of any allotments or interests which the Sec-
26 retary has determined do not fall within the provisions of

1 subsection (a) or (b) of section 4, or subsection (c) of sec-
2 tion 5, or which the Secretary has determined were erro-
3 neously included in such list by reason of misdescription
4 or typographical error.

5 “(2) The Secretary shall publish in the Federal Reg-
6 ister notice of deletions made from the second list pub-
7 lished under subsection (c) or any subsequent list pub-
8 lished under subsection (e).

9 “(3) The determination made by the Secretary to de-
10 lete an allotment or interest under paragraph (1) may be
11 judicially reviewed in accordance with chapter 7 of title
12 5, United States Code, within 90 days after the date on
13 which notice of such determination is published in the
14 Federal Register under paragraph (2). Any legal action
15 challenging such a determination that is not filed within
16 such 90-day period shall be forever barred. Exclusive juris-
17 diction over any legal action challenging such a determina-
18 tion is vested in the United States District Court for the
19 District of Minnesota.”.

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