

106TH CONGRESS
1ST SESSION

S. 1021

To provide for the settlement of claims of the Menominee Indian Tribe
of Wisconsin.

IN THE SENATE OF THE UNITED STATES

MAY 12, 1999

Mr. KOHL introduced the following bill; which was read twice and referred to
the Committee on the Judiciary

A BILL

To provide for the settlement of claims of the Menominee
Indian Tribe of Wisconsin.

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. PAYMENT.**

4 The Secretary of the Treasury shall pay to the Me-
5 nominee Indian Tribe of Wisconsin, out of any funds in
6 the Treasury of the United States not otherwise appro-
7 priated, \$32,052,547 for damages sustained by the Me-
8 nominee Indian Tribe of Wisconsin by reason of—

9 (1) the enactment and implementation of the
10 Act entitled “An Act to provide for a per capita dis-

1 tribution of Menominee tribal funds and authorize
2 the withdrawal of the Menominee Tribe from Fed-
3 eral jurisdiction”, approved June 17, 1954 (68 Stat.
4 250 et seq., chapter 303); and

5 (2) the mismanagement by the United States of
6 assets of the Menominee Indian Tribe held in trust
7 by the United States before April 30, 1961, the ef-
8 fective date of termination of Federal supervision of
9 the Menominee Indian Tribe of Wisconsin.

10 **SEC. 2. EFFECT OF PAYMENT.**

11 Payment of the amount referred to in section 1 shall
12 be in full satisfaction of any claims that the Menominee
13 Indian Tribe of Wisconsin may have against the United
14 States with respect to the damages referred to in that sec-
15 tion.

16 **SEC. 3. REQUIREMENTS FOR PAYMENT.**

17 The payment to the Menominee Indian Tribe of Wis-
18 consin under section 1 shall—

19 (1) have the status of a judgment of the United
20 States Court of Federal Claims for the purposes of
21 the Indian Tribal Judgment Funds Use or Distribu-
22 tion Act (25 U.S.C. 1401 et seq.); and

23 (2) be made in accordance with the require-
24 ments of that Act on the condition that after pay-

1 ment of attorneys fees and expenses of litigation, of
2 the remaining amount—

3 (A) not less than 30 percent shall be dis-
4 tributed on a per capita basis; and

5 (B) not more than 70 percent shall be set
6 aside and programmed to serve tribal needs,
7 including—

8 (i) educational, economic development,
9 and health care programs; and

10 (ii) such other programs as the cir-
11 cumstances of the Menominee Indian Tribe
12 of Wisconsin may justify.

○