

107TH CONGRESS
1ST SESSION

H. R. 483

IN THE SENATE OF THE UNITED STATES

OCTOBER 31, 2001

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

AN ACT

Regarding the use of the trust land and resources of the
Confederated Tribes of the Warm Springs Reservation
of Oregon.

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

1 **SECTION 1. AUTHORIZATION FOR 99-YEAR LEASES.**

2 The first section of the Act entitled “An Act to au-
3 thorize the leasing of restricted Indian lands for public,
4 religious, educational, residential, business, and other pur-
5 poses requiring the grant of long-term leases”, approved
6 August 9, 1955 (25 U.S.C. 415(a)), is amended—

7 (1) by inserting “, the reservation of the Con-
8 federated Tribes of the Warm Springs Reservation
9 of Oregon,” after “Spanish Grant”); and

10 (2) by inserting “lands held in trust for the
11 Confederated Tribes of the Warm Springs Reserva-
12 tion of Oregon” before “, lands held in trust for the
13 Cherokee Nation of Oklahoma”.

14 **SEC. 2. USE OF CERTAIN TRUST LANDS AND RESOURCES**
15 **FOR ECONOMIC DEVELOPMENT.**

16 (a) APPROVAL OF AGREEMENT.—The use of tribal
17 lands, resources, and other assets described in the docu-
18 ment entitled “Long-Term Global Settlement and Com-
19 pensation Agreement”, dated April 12, 2000 (hereafter re-
20 ferred to as the “GSA”), entered into by the Department
21 of the Interior, the Confederated Tribes of the Warm
22 Springs Reservation of Oregon (in this section referred to
23 as the “Tribes”), and the Portland General Electric Com-
24 pany, and in the Included Agreements, as attached to the
25 GSA on April 12, 2000, and delivered to the Department
26 of the Interior on that date, is approved and ratified. The

1 authorization, execution, and delivery of the GSA is ap-
2 proved. In this section, the GSA and the Included Agree-
3 ments are collectively referred to as the “Agreement”. Any
4 provision of Federal law which applies to tribal land, re-
5 sources, or other assets (including proceeds derived there-
6 from) as a consequence of the Tribes’ status as a federally
7 recognized Indian tribe shall not—

8 (1) render the Agreement unenforceable or void
9 against the parties; or

10 (2) prevent or restrict the Tribes from pledging,
11 encumbering, or using funds or other assets that
12 may be paid to or received by or on behalf of the
13 Tribes in connection with the Agreement.

14 (b) AUTHORITY OF SECRETARY.—

15 (1) IN GENERAL.—Congress hereby deems that
16 the Secretary of the Interior had and has the
17 authority—

18 (A) to approve the Agreement; and

19 (B) to implement the provisions of the
20 Agreement under which the Secretary has obli-
21 gations as a party thereto.

22 (2) OTHER AGREEMENTS.—Any agreement ap-
23 proved by the Secretary prior to or after the date of
24 the enactment of this Act under the authority used
25 to approve the Agreement shall not require Congres-

1 sional approval or ratification to be valid and bind-
2 ing on the parties thereto.

3 (c) RULES OF CONSTRUCTION.—

4 (1) SCOPE OF SECTION.—This section shall be
5 construed as addressing only—

6 (A) the validity and enforceability of the
7 Agreement with respect to provisions of Federal
8 law referred to in section 2(a) of this Act; and

9 (B) approval for provisions of the Agree-
10 ment and actions that are necessary to imple-
11 ment provisions of the Agreement that the par-
12 ties may be required to obtain under Federal
13 laws referred to in section 2(a) of this Act.

14 (2) AUTHORITY.—Nothing in this Act shall be
15 construed to imply that the Secretary of the Interior
16 did not have the authority under Federal law as in
17 effect immediately before the enactment of this Act
18 to approve the use of tribal lands, resources, or
19 other assets in the manner described in the Agree-
20 ment or in the implementation thereof.

1 **SEC. 3. EFFECTIVE DATE.**

2 This Act shall take effect as of April 12, 2000.

Passed the House of Representatives October 30,
2001.

Attest:

JEFF TRANDAHL,

Clerk.