

107TH CONGRESS
1ST SESSION

S. 1186

To provide a budgetary mechanism to ensure that funds will be available to satisfy the Federal Government's responsibilities with respect to negotiated settlements of disputes related to Indian water rights claims and Indian land claims.

IN THE SENATE OF THE UNITED STATES

JULY 17, 2001

Mr. DOMENICI (for himself, Mr. INOUE, Mr. CAMPBELL, Mr. BINGAMAN, Mr. BAUCUS, Mr. CRAPO, Mr. ALLARD, Mr. JOHNSON, and Mr. KYL) introduced the following bill; which was read twice and referred jointly pursuant to the order of August 4, 1977, to the Committees on the Budget and Governmental Affairs, with instructions that if one committee reports, the other committee have thirty days to report or be discharged

A BILL

To provide a budgetary mechanism to ensure that funds will be available to satisfy the Federal Government's responsibilities with respect to negotiated settlements of disputes related to Indian water rights claims and Indian land claims.

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. SHORT TITLE.**

4 This Act may be cited as the "Fiscal Integrity of In-
5 dian Settlements Protection Act of 2001".

1 **SEC. 2. AMENDMENTS TO BUDGET LAWS.**

2 (a) **BALANCED BUDGET ACT.**—Section 251(b)(2) of
3 the Balanced Budget and Emergency Deficit Control Act
4 of 1985 (2 U.S.C. 901(b)(2)) is amended by adding the
5 following:

6 “(H) **ALLOWANCE FOR SETTLEMENTS OF**
7 **INDIAN WATER RIGHTS AND LAND DISPUTES.**—

8 “(i) **ADJUSTMENT.**—If an appropria-
9 tion bill or joint resolution is enacted for
10 fiscal year 2002 that includes an appro-
11 priation authorized previously by a law ap-
12 proving a negotiated settlement of disputes
13 related to Indian water rights claims or In-
14 dian land claims for that fiscal year, the
15 adjustment shall be the amount of budget
16 authority in that measure and the outlays
17 flowing in all fiscal years from that budget
18 authority.

19 “(ii) **LIMITATION.**—The total adjust-
20 ment made pursuant to this subparagraph
21 shall not exceed \$200,000,000 in budget
22 authority.”.

23 (b) **CONGRESSIONAL BUDGET ACT.**—Section 314(b)
24 of the Congressional Budget Act of 1974 (2 U.S.C.
25 645(b)) is amended—

1 (1) in paragraph (5), by striking “or” after the
2 semicolon;

3 (2) in paragraph (6), by striking the period and
4 inserting “; or”; and

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

6 “(7) an amount provided, not to exceed
7 \$200,000,000, for fiscal year 2002 for payments au-
8 thorized previously by a law approving a negotiated
9 settlement of disputes related to Indian water rights
10 claims or Indian land claims as long as the adjust-
11 ment does not, when taken together with all other
12 previously enacted legislation (except for any legisla-
13 tion enacted pursuant to section 211 of H. Con.
14 Res. 83, 107th Cong., 1st Sess.), reduce the on-
15 budget surplus below the level of the Medicare Hos-
16 pital Insurance Trust Fund surplus in any fiscal
17 year covered by the most recently adopted concur-
18 rent resolution on the budget.”.

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