

108TH CONGRESS
1ST SESSION

S. 1146

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 28, 2003

Referred to the Committee on Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

AN ACT

To implement the recommendations of the Garrison Unit Joint Tribal Advisory Committee by providing authorization for the construction of a rural health care facility on the Fort Berthold Indian Reservation, North Dakota.

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 “Three Affiliated Tribes
5 Health Facility Compensation Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) in 1949, the United States assumed juris-
4 diction over more than 150,000 prime acres on the
5 Fort Berthold Indian Reservation, North Dakota,
6 for the construction of the Garrison Dam and Res-
7 ervoir;

8 (2) the reservoir flooded and destroyed vital in-
9 frastructure on the reservation, including a hospital
10 of the Indian Health Service;

11 (3) the United States made a commitment to
12 the Three Affiliated Tribes of the Fort Berthold In-
13 dian Reservation to replace the lost infrastructure;

14 (4) on May 10, 1985, the Secretary of the Inte-
15 rior established the Garrison Unit Joint Tribal Advi-
16 sory Committee to examine the effects of the Garri-
17 son Dam and Reservoir on the Fort Berthold Indian
18 Reservation;

19 (5) the final report of the Committee issued on
20 May 23, 1986, acknowledged the obligation of the
21 Federal Government to replace the infrastructure
22 destroyed by the Federal action;

23 (6) the Committee on Indian Affairs of the Sen-
24 ate—

1 (A) acknowledged the recommendations of
2 the final report of the Committee in Senate Re-
3 port No. 102–250; and

4 (B) stated that every effort should be
5 made by the Administration and Congress to
6 provide additional Federal funding to replace
7 the lost infrastructure; and

8 (7) on August 30, 2001, the Chairman of the
9 Three Affiliated Tribes testified before the Com-
10 mittee on Indian Affairs of the Senate that the
11 promise to replace the lost infrastructure, particu-
12 larly the hospital, still had not been kept.

13 **SEC. 3. RURAL HEALTH CARE FACILITY, FORT BERTHOLD**
14 **INDIAN RESERVATION, NORTH DAKOTA.**

15 The Three Affiliated Tribes and Standing Rock Sioux
16 Tribe Equitable Compensation Act is amended—

17 (1) in section 3504 (106 Stat. 4732), by adding
18 at the end the following:

19 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated such sums as are nec-
21 essary to carry out this section.”; and

22 (2) by striking section 3511 (106 Stat. 4739)
23 and inserting the following:

1 **“SEC. 3511. RURAL HEALTH CARE FACILITY, FORT**
2 **BERTHOLD INDIAN RESERVATION, NORTH**
3 **DAKOTA.**

4 “There are authorized to be appropriated to the Sec-
5 retary of Health and Human Services \$20,000,000 for the
6 construction of, and such sums as are necessary for other
7 expenses relating to, a rural health care facility on the
8 Fort Berthold Indian Reservation of the Three Affiliated
9 Tribes, North Dakota.”.

Passed the Senate October 27, 2003.

Attest: EMILY J. REYNOLDS,
Secretary.