

***In the House of Representatives, U. S.,***

*December 3, 2020.*

*Resolved*, That the bill from the Senate (S. 212) entitled “An Act to amend the Native American Business Development, Trade Promotion, and Tourism Act of 2000, the Buy Indian Act, and the Native American Programs Act of 1974 to provide industry and economic development opportunities to Indian communities.”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Indian Community Eco-*  
3 *nomics Enhancement Act of 2020”.*

4 ***SEC. 2. FINDINGS.***

5 *Congress finds that—*

6 *(1)(A) to bring industry and economic develop-*  
7 *ment to Indian communities, Indian Tribes must*  
8 *overcome a number of barriers, including—*

9 *(i) geographical location;*

10 *(ii) lack of infrastructure or capacity;*

11 *(iii) lack of sufficient collateral and capital;*

12 *and*

13 *(iv) regulatory bureaucracy relating to—*

14 *(I) development; and*

1                   (ii) access to services provided by the  
2                   Federal Government; and

3                   (B) the barriers described in subparagraph (A)  
4 often add to the cost of doing business in Indian com-  
5 munities;

6                   (2) Indian Tribes—

7                   (A) enact laws and exercise sovereign gov-  
8 ernmental powers;

9                   (B) determine policy for the benefit of Trib-  
10 al members; and

11                   (C) produce goods and services for con-  
12 sumers;

13                   (3) the Federal Government has—

14                   (A) an important government-to-govern-  
15 ment relationship with Indian Tribes; and

16                   (B) a role in facilitating healthy and sus-  
17 tainable Tribal economies;

18                   (4) the input of Indian Tribes in developing  
19 Federal policy and programs leads to more meaning-  
20 ful and effective measures to assist Indian Tribes and  
21 Indian entrepreneurs in building Tribal economies;

22                   (5)(A) many components of Tribal infrastructure  
23 need significant repair or replacement; and

24                   (B) access to private capital for projects in In-  
25 dian communities—

1                   (i) may not be available; or

2                   (ii) may come at a higher cost than such  
3                   access for other projects;

4                   (6)(A) Federal capital improvement programs,  
5                   such as those that facilitate tax-exempt bond financ-  
6                   ing and loan guarantees, are tools that help improve  
7                   or replace crumbling infrastructure;

8                   (B) lack of parity in treatment of an Indian  
9                   Tribe as a governmental entity under Federal tax and  
10                  certain other regulatory laws impedes, in part, the  
11                  ability of Indian Tribes to raise capital through  
12                  issuance of tax exempt debt, invest as an accredited  
13                  investor, and benefit from other investment incentives  
14                  accorded to State and local governmental entities; and

15                  (C) as a result of the disparity in treatment of  
16                  Indian Tribes described in subparagraph (B), inves-  
17                  tors may avoid financing, or demand a premium to  
18                  finance, projects in Indian communities, making the  
19                  projects more costly or inaccessible;

20                  (7) there are a number of Federal loan guarantee  
21                  programs available to facilitate financing of business,  
22                  energy, economic, housing, and community develop-  
23                  ment projects in Indian communities, and those pro-  
24                  grams may support public-private partnerships for  
25                  infrastructure development, but improvements and

1        *support are needed for those programs specific to In-*  
 2        *dian communities to facilitate more effectively private*  
 3        *financing for infrastructure and other urgent develop-*  
 4        *ment needs; and*

5                *(8)(A) most real property held by Indian Tribes*  
 6        *is trust or restricted land that essentially cannot be*  
 7        *held as collateral; and*

8                *(B) while creative solutions, such as leasehold*  
 9        *mortgages, have been developed in response to the*  
 10        *problem identified in subparagraph (A), some solu-*  
 11        *tions remain subject to review and approval by the*  
 12        *Bureau of Indian Affairs, adding additional costs*  
 13        *and delay to Tribal projects.*

14    **SEC. 3. NATIVE AMERICAN BUSINESS DEVELOPMENT,**  
 15                **TRADE PROMOTION, AND TOURISM ACT OF**  
 16                **2000.**

17        *(a) FINDINGS; PURPOSES.—Section 2 of the Native*  
 18        *American Business Development, Trade Promotion, and*  
 19        *Tourism Act of 2000 (25 U.S.C. 4301) is amended by add-*  
 20        *ing at the end the following:*

21                *“(c) APPLICABILITY TO INDIAN-OWNED BUSI-*  
 22        *NESSES.—The findings and purposes in subsections (a) and*  
 23        *(b) shall apply to any Indian-owned business governed—*

24                *“(1) by Tribal laws regulating trade or com-*  
 25        *merce on Indian lands; or*

1           “(2) pursuant to section 5 of the Act of August  
2           15, 1876 (19 Stat. 200, chapter 289; 25 U.S.C.  
3           261).”.

4           (b) *DEFINITIONS.*—Section 3 of the Native American  
5 *Business Development, Trade Promotion, and Tourism Act*  
6 *of 2000 (25 U.S.C. 4302) is amended—*

7           (1) *by redesignating paragraphs (1) through (6)*  
8 *and paragraphs (7) through (9), as paragraphs (2)*  
9 *through (7) and paragraphs (9) through (11), respec-*  
10 *tively;*

11           (2) *by inserting before paragraph (2) (as redesign-*  
12 *ated by paragraph (1)) the following:*

13           “(1) *DIRECTOR.*—The term ‘Director’ means the  
14 *Director of Native American Business Development*  
15 *appointed pursuant to section 4(a)(2).”; and*

16           (3) *by inserting after paragraph (7) (as redesign-*  
17 *ated by paragraph (1)) the following:*

18           “(8) *OFFICE.*—The term ‘Office’ means the Office  
19 *of Native American Business Development established*  
20 *by section 4(a)(1).”.*

21           (c) *OFFICE OF NATIVE AMERICAN BUSINESS DEVEL-*  
22 *OPMENT.*—Section 4 of the Native American Business De-  
23 *velopment, Trade Promotion, and Tourism Act of 2000 (25*  
24 *U.S.C. 4303) is amended—*

25           (1) *in subsection (a)—*

1 (A) in paragraph (1)—

2 (i) by striking “Department of Com-  
3 merce” and inserting “Office of the Sec-  
4 retary”; and

5 (ii) by striking “(referred to in this  
6 Act as the ‘Office’)”; and

7 (B) in paragraph (2), in the first sentence,  
8 by striking “(referred to in this Act as the ‘Di-  
9 rector’)”; and

10 (2) by adding at the end the following:

11 “(c) DUTIES OF DIRECTOR.—

12 “(1) IN GENERAL.—The Director shall serve as—

13 “(A) the program and policy advisor to the  
14 Secretary with respect to the trust and govern-  
15 mental relationship between the United States  
16 and Indian Tribes; and

17 “(B) the point of contact for Indian Tribes,  
18 Tribal organizations, and Indians regarding—

19 “(i) policies and programs of the De-  
20 partment of Commerce; and

21 “(ii) other matters relating to economic  
22 development and doing business in Indian  
23 lands.

24 “(2) DEPARTMENTAL COORDINATION.—The Di-  
25 rector shall coordinate with all offices and agencies

1       *within the Department of Commerce to ensure that*  
 2       *each office and agency has an accountable process to*  
 3       *ensure—*

4               “(A) *meaningful and timely coordination*  
 5               *and assistance, as required by this Act; and*

6               “(B) *consultation with Indian Tribes re-*  
 7               *garding the policies, programs, assistance, and*  
 8               *activities of the offices and agencies.*

9               “(3) *OFFICE OPERATIONS.—There are authorized*  
 10       *to be appropriated to carry out this section not more*  
 11       *than \$2,000,000 for each fiscal year.”.*

12       (d) *INDIAN COMMUNITY DEVELOPMENT INITIA-*  
 13       *TIVES.—The Native American Business Development,*  
 14       *Trade Promotion, and Tourism Act of 2000 is amended—*

15               (1) *by redesignating section 8 (25 U.S.C. 4307)*  
 16       *as section 10; and*

17               (2) *by inserting after section 7 (25 U.S.C. 4306)*  
 18       *the following:*

19       **“SEC. 8. INDIAN COMMUNITY DEVELOPMENT INITIATIVES.**

20               “(a) *INTERAGENCY COORDINATION.—Not later than 1*  
 21       *year after the enactment of this section, the Secretary, the*  
 22       *Secretary of the Interior, and the Secretary of the Treasury*  
 23       *shall coordinate—*

24               “(1) *to develop initiatives that—*

1           “(A) encourage, promote, and provide edu-  
2 cation regarding investments in Indian commu-  
3 nities through—

4           “(i) the loan guarantee program of Bu-  
5 reau of Indian Affairs under section 201 of  
6 the Indian Financing Act of 1974 (25  
7 U.S.C. 1481);

8           “(ii) programs carried out using  
9 amounts in the Community Development  
10 Financial Institutions Fund established  
11 under section 104(a) of the Community De-  
12 velopment Banking and Financial Institu-  
13 tions Act of 1994 (12 U.S.C. 4703(a)); and

14           “(iii) other capital development pro-  
15 grams;

16           “(B) examine and develop alternatives that  
17 would qualify as collateral for financing in In-  
18 dian communities; and

19           “(C) provide entrepreneur and other train-  
20 ing relating to economic development through  
21 tribally controlled colleges and universities and  
22 other Indian organizations with experience in  
23 providing such training;

24           “(2) to consult with Indian Tribes and with the  
25 Securities and Exchange Commission to study, and



1       *collaborate to establish, regulatory changes necessary*  
2       *to qualify an Indian Tribe as an accredited investor*  
3       *for the purposes of sections 230.500 through 230.508*  
4       *of title 17, Code of Federal Regulations (or successor*  
5       *regulations), consistent with the goals of promoting*  
6       *capital formation and ensuring qualifying Indian*  
7       *Tribes have the ability to withstand investment loss,*  
8       *on a basis comparable to other legal entities that*  
9       *qualify as accredited investors who are not natural*  
10       *persons;*

11               *“(3) to identify regulatory, legal, or other bar-*  
12               *riers to increasing investment, business, and economic*  
13               *development, including qualifying or approving col-*  
14               *lateral structures, measurements of economic strength,*  
15               *and contributions of Indian economies in Indian*  
16               *communities through the Authority established under*  
17               *section 4 of the Indian Tribal Regulatory Reform and*  
18               *Business Development Act of 2000 (25 U.S.C. 4301*  
19               *note);*

20               *“(4) to ensure consultation with Indian Tribes*  
21               *regarding increasing investment in Indian commu-*  
22               *nities and the development of the report required in*  
23               *paragraph (5); and*

24               *“(5) not less than once every 2 years, to provide*  
25               *a report to Congress regarding—*

1           “(A) *improvements to Indian communities*  
2           *resulting from such initiatives and recommenda-*  
3           *tions for promoting sustained growth of the Trib-*  
4           *al economies;*

5           “(B) *results of the study and collaboration*  
6           *regarding the necessary changes referenced in*  
7           *paragraph (2) and the impact of allowing In-*  
8           *Indian Tribes to qualify as an accredited investor;*  
9           *and*

10           “(C) *the identified regulatory, legal, and*  
11           *other barriers referenced in paragraph (3).*

12           “(b) *WAIVER.—For assistance provided pursuant to*  
13           *section 108 of the Community Development Banking and*  
14           *Financial Institutions Act of 1994 (12 U.S.C. 4707) to ben-*  
15           *efit Native Community Development Financial Institu-*  
16           *tions, as defined by the Secretary of the Treasury, section*  
17           *108(e) of such Act shall not apply.*

18           “(c) *INDIAN ECONOMIC DEVELOPMENT FEASIBILITY*  
19           *STUDY.—*

20           “(1) *IN GENERAL.—The Government Account-*  
21           *ability Office shall conduct a study and, not later*  
22           *than 18 months after the date of enactment of this*  
23           *subsection, submit to the Committee on Indian Affairs*  
24           *of the Senate and the Committee on Natural Re-*

1 *sources of the House of Representatives a report on*  
2 *the findings of the study and recommendations.*

3 “(2) *CONTENTS.*—*The study shall include an as-*  
4 *essment of each of the following:*

5 “(A) *IN GENERAL.*—*The study shall assess*  
6 *current Federal capitalization and related pro-*  
7 *grams and services that are available to assist*  
8 *Indian communities with business and economic*  
9 *development, including manufacturing, physical*  
10 *infrastructure (such as telecommunications and*  
11 *broadband), community development, and facili-*  
12 *ties construction for such purposes. For each of*  
13 *the Federal programs and services identified, the*  
14 *study shall assess the current use and demand by*  
15 *Indian Tribes, individuals, businesses, and com-*  
16 *munities of the programs, the capital needs of*  
17 *Indian Tribes, businesses, and communities re-*  
18 *lated to economic development, the extent to*  
19 *which the programs and services overlap or are*  
20 *duplicative, and the extent that similar pro-*  
21 *grams have been used to assist non-Indian com-*  
22 *munities compared to the extent used for Indian*  
23 *communities.*

24 “(B) *FINANCING ASSISTANCE.*—*The study*  
25 *shall assess and quantify the extent of assistance*

1           *provided to non-Indian borrowers and to Indian*  
2           *(both Tribal and individual) borrowers (includ-*  
3           *ing information about such assistance as a per-*  
4           *centage of need for Indian borrowers and for*  
5           *non-Indian borrowers, assistance to Indian bor-*  
6           *rowers and to non-Indian borrowers as a per-*  
7           *centage of total applicants, and such assistance*  
8           *to Indian borrowers as individuals as compared*  
9           *to such assistance to Indian Tribes) through the*  
10          *loan programs, the loan guarantee programs, or*  
11          *bond guarantee programs of the—*

12                   *“(i) Department of the Interior;*

13                   *“(ii) Department of Agriculture;*

14                   *“(iii) Department of Housing and*  
15                    *Urban Development;*

16                   *“(iv) Department of Energy;*

17                   *“(v) Small Business Administration;*

18                   *and*

19                   *“(vi) Community Development Finan-*  
20                    *cial Institutions Fund of the Department of*  
21                    *the Treasury.*

22                   *“(C) TAX INCENTIVES.—The study shall as-*  
23                    *sess and quantify the extent of the assistance and*  
24                    *allocations afforded for non-Indian projects and*

1           *for Indian projects pursuant to each of the fol-*  
 2           *lowing tax incentive programs:*

3                     “(i) *New market tax credit.*

4                     “(ii) *Low income housing tax credit.*

5                     “(iii) *Investment tax credit.*

6                     “(iv) *Renewable energy tax incentives.*

7                     “(v) *Accelerated depreciation.*

8                     “(D) *TRIBAL INVESTMENT INCENTIVE.—The*  
 9                     *study shall assess various alternative incentives*  
 10                    *that could be provided to enable and encourage*  
 11                    *Tribal governments to invest in an Indian com-*  
 12                    *munity development investment fund or bank.”.*

13            (e) *CONFORMING AND TECHNICAL AMENDMENTS.—The*  
 14            *Native American Business Development, Trade Promotion,*  
 15            *and Tourism Act of 2000 (25 U.S.C. 4301 et seq.) is amend-*  
 16            *ed—*

17                    (1) *in section 3—*

18                            (A) *in each of paragraphs (1), (4), and (8),*  
 19                            *by striking “tribe” and inserting “Tribe”; and*

20                            (B) *in paragraph (6), by striking “The*  
 21                            *term ‘Indian tribe’ has the meaning given that*  
 22                            *term” and inserting “The term ‘Indian Tribe’*  
 23                            *has the meaning given the term ‘Indian tribe’”;*

24                    (2) *by striking “tribes” each place the term ap-*  
 25                    *pears and inserting “Tribes”; and*

1           (3) by striking “tribal” each place the term ap-  
2           pears and inserting “Tribal”.

3 **SEC. 4. BUY INDIAN ACT.**

4           Section 23 of the Act of June 25, 1910 (commonly  
5           known as the “Buy Indian Act”) (36 Stat. 861, chapter  
6           431; 25 U.S.C. 47), is amended to read as follows:

7 **“SEC. 23. EMPLOYMENT OF INDIAN LABOR AND PURCHASE**  
8                               **OF PRODUCTS OF INDIAN INDUSTRY; PAR-**  
9                               **TICIPATION IN MENTOR-PROTEGE PROGRAM.**

10           “(a) **DEFINITIONS.**—In this section:

11                       “(1) **INDIAN ECONOMIC ENTERPRISE.**—The term  
12                       ‘Indian economic enterprise’ has the meaning given  
13                       the term in section 1480.201 of title 48, Code of Fed-  
14                       eral Regulations (or successor regulations).

15                       “(2) **MENTOR FIRM; PROTEGE FIRM.**—The terms  
16                       ‘mentor firm’ and ‘protege firm’ have the meanings  
17                       given those terms in section 831(c) of the National  
18                       Defense Authorization Act for Fiscal Year 1991 (10  
19                       U.S.C. 2302 note; Public Law 101–510).

20                       “(3) **SECRETARIES.**—The term ‘Secretaries’  
21                       means—

22                               “(A) the Secretary of the Interior; and

23                               “(B) the Secretary of Health and Human  
24                       Services.

25                       “(b) **ENTERPRISE DEVELOPMENT.**—

1           “(1) *IN GENERAL.*—Unless determined by one of  
2           the Secretaries to be impracticable and unreason-  
3           able—

4                     “(A) *Indian labor shall be employed; and*

5                     “(B) *purchases of Indian industry products*  
6                     *(including printing and facilities construction,*  
7                     *notwithstanding any other provision of law)*  
8                     *may be made in open market by the Secretaries.*

9           “(2) *MENTOR-PROTEGE PROGRAM.*—

10                   “(A) *IN GENERAL.*—Participation in the  
11                   *Mentor-Protege Program established under sec-*  
12                   *tion 831(a) of the National Defense Authoriza-*  
13                   *tion Act for Fiscal Year 1991 (10 U.S.C. 2302*  
14                   *note; Public Law 101–510) or receipt of assist-*  
15                   *ance under a developmental assistance agreement*  
16                   *under that program shall not render any indi-*  
17                   *vidual or entity involved in the provision of In-*  
18                   *dian labor or an Indian industry product ineli-*  
19                   *gible to receive assistance under this section.*

20                   “(B) *TREATMENT.*—For purposes of this  
21                   *section, no determination of affiliation or control*  
22                   *(whether direct or indirect) may be found be-*  
23                   *tween a protege firm and a mentor firm on the*  
24                   *basis that the mentor firm has provided, or*  
25                   *agreed to provide, to the protege firm, pursuant*

1           to a mentor-protégé agreement, any form of de-  
2           velopmental assistance described in section  
3           831(f) of the National Defense Authorization Act  
4           for Fiscal Year 1991 (10 U.S.C. 2302 note; Pub-  
5           lic Law 101–510).

6           “(c) IMPLEMENTATION.—In carrying out this section,  
7 the Secretaries shall—

8           “(1) conduct outreach to Indian industrial enti-  
9 ties;

10          “(2) provide training;

11          “(3) promulgate regulations in accordance with  
12 this section and with the regulations under part 1480  
13 of title 48, Code of Federal Regulations (or successor  
14 regulations), to harmonize the procurement proce-  
15 dures of the Department of the Interior and the De-  
16 partment of Health and Human Services, to the max-  
17 imum extent practicable;

18          “(4) require regional offices of the Bureau of In-  
19 dian Affairs and the Indian Health Service to aggre-  
20 gate data regarding compliance with this section;

21          “(5) require procurement management reviews  
22 by their respective Departments to include a review of  
23 the implementation of this section; and



1           “(6) *consult with Indian Tribes, Indian indus-*  
2           *trial entities, and other stakeholders regarding meth-*  
3           *ods to facilitate compliance with—*

4                     “(A) *this section; and*

5                     “(B) *other small business or procurement*  
6           *goals.*

7           “(d) *REPORT.—*

8                     “(1) *IN GENERAL.—Not later than 1 year after*  
9           *the date of enactment of this section, and not less fre-*  
10           *quently than once every 2 years thereafter, each of the*  
11           *Secretaries shall submit to the Committee on Indian*  
12           *Affairs of the Senate and the Committee on Natural*  
13           *Resources of the House of Representatives a report de-*  
14           *scribing, during the period covered by the report, the*  
15           *implementation of this section by each of the respec-*  
16           *tive Secretaries.*

17                     “(2) *CONTENTS.—Each report under this sub-*  
18           *section shall include, for each fiscal year during the*  
19           *period covered by the report—*

20                     “(A) *the names of each agency under the re-*  
21           *spective jurisdiction of each of the Secretaries to*  
22           *which this section has been applied, and efforts*  
23           *made by additional agencies within the Secre-*  
24           *taries’ respective Departments to use the procure-*  
25           *ment procedures under this Act;*

1           “(B) a summary of the types of purchases  
2           made from, and contracts (including any rel-  
3           evant modifications, extensions, or renewals)  
4           awarded to, Indian economic enterprises, ex-  
5           pressed by agency region;

6           “(C) a description of the percentage increase  
7           or decrease in total dollar value and number of  
8           purchases and awards made within each agency  
9           region, as compared to the totals of the region for  
10          the preceding fiscal year;

11          “(D) a description of the methods used by  
12          applicable contracting officers and employees to  
13          conduct market searches to identify qualified In-  
14          dian economic enterprises;

15          “(E) a summary of all deviations granted  
16          under section 1480.403 of title 48, Code of Fed-  
17          eral Regulations (or successor regulations), in-  
18          cluding a description of—

19                  “(i) the types of alternative procure-  
20                  ment methods used, including any Indian  
21                  owned businesses reported under other pro-  
22                  curement goals; and

23                  “(ii) the dollar value of any awards  
24                  made pursuant to those deviations;

1           “(F) a summary of all determinations made  
2 to provide awards to Indian economic enter-  
3 prises, including a description of the dollar value  
4 of the awards;

5           “(G) a description or summary of the total  
6 number and value of all purchases of, and con-  
7 tracts awarded for, supplies, services, and con-  
8 struction (including the percentage increase or  
9 decrease, as compared to the preceding fiscal  
10 year) from—

11                   “(i) Indian economic enterprises; and

12                   “(ii) non-Indian economic enterprises;

13           “(H) any administrative, procedural, legal,  
14 or other barriers to achieving the purposes of this  
15 section, together with recommendations for legis-  
16 lative or administrative actions to address those  
17 barriers; and

18           “(I) for each agency region—

19                   “(i) the total amount spent on pur-  
20 chases made from, and contracts awarded  
21 to, Indian economic enterprises; and

22                   “(ii) a comparison of the amount de-  
23 scribed in clause (i) to the total amount  
24 that the agency region would likely have  
25 spent on the same purchases made from a

1                    *non-Indian economic enterprise or contracts*  
 2                    *awarded to a non-Indian economic enter-*  
 3                    *prise.*

4            “(e) *GOALS.*—*Each agency shall establish an annual*  
 5 *minimum percentage goal for procurement in compliance*  
 6 *with this section.*”.

7    **SEC. 5. NATIVE AMERICAN PROGRAMS ACT OF 1974.**

8            (a) *FINANCIAL ASSISTANCE FOR NATIVE AMERICAN*  
 9 *PROJECTS.*—*Section 803 of the Native American Programs*  
 10 *Act of 1974 (42 U.S.C. 2991b) is amended—*

11                    (1) *by redesignating subsections (b) through (d)*  
 12 *as subsections (c) through (e), respectively; and*

13                    (2) *by inserting after subsection (a) the fol-*  
 14 *lowing:*

15            “(b) *ECONOMIC DEVELOPMENT.*—

16                    “(1) *IN GENERAL.*—*The Commissioner may pro-*  
 17 *vide assistance under subsection (a) for projects relat-*  
 18 *ing to the purposes of this title to a Native commu-*  
 19 *nity development financial institution, as defined by*  
 20 *the Secretary of the Treasury.*

21                    “(2) *PRIORITY.*—*With regard to not less than 50*  
 22 *percent of the total amount available for assistance*  
 23 *under this section, the Commissioner shall give pri-*  
 24 *ority to any application seeking assistance for—*

1           “(A) the development of a Tribal code or  
2 court system for purposes of economic develop-  
3 ment, including commercial codes, training for  
4 court personnel, regulation pursuant to section 5  
5 of the Act of August 15, 1876 (19 Stat. 200,  
6 chapter 289; 25 U.S.C. 261), and the develop-  
7 ment of nonprofit subsidiaries or other Tribal  
8 business structures;

9           “(B) the development of a community devel-  
10 opment financial institution, including training  
11 and administrative expenses; or

12           “(C) the development of a Tribal master  
13 plan for community and economic development  
14 and infrastructure.”.

15           (b) *TECHNICAL ASSISTANCE AND TRAINING.*—Section  
16 804 of the Native American Programs Act of 1974 (42  
17 U.S.C. 2991c) is amended—

18           (1) in the matter preceding paragraph (1), by  
19 striking “The Commissioner” and inserting the fol-  
20 lowing:

21           “(a) *IN GENERAL.*—The Commissioner”; and

22           (2) by adding at the end the following:

23           “(b) *PRIORITY.*—In providing assistance under sub-  
24 section (a), the Commissioner shall give priority to any ap-  
25 plication described in section 803(b)(2).”.

1       (c) *AUTHORIZATION OF APPROPRIATIONS.—Section*  
2 *816 of the Native American Programs Act of 1974 (42*  
3 *U.S.C. 2992d) is amended—*

4           (1) *by striking “803(d)” each place it appears*  
5 *and inserting “803(e)”; and*

6           (2) *in subsection (a)—*

7               (A) *by striking “such sums as may be nec-*  
8 *essary” and inserting “\$34,000,000”; and*

9               (B) *by striking “1999, 2000, 2001, and*  
10 *2002” and inserting “2021 through 2025”.*

11       (d) *CONFORMING AND TECHNICAL AMENDMENTS.—*  
12 *The Native American Programs Act of 1974 (42 U.S.C.*  
13 *2991 et seq.) is amended—*

14           (1) *by striking “tribe” each place the term ap-*  
15 *pears and inserting “Tribe”;*

16           (2) *by striking “tribes” each place the term ap-*  
17 *pears and inserting “Tribes”; and*

18           (3) *by striking “tribal” each place the term ap-*  
19 *pears and inserting “Tribal”.*

Attest:

*Clerk.*



116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

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**AMENDMENT**