

Calendar No. 215

117TH CONGRESS
1ST SESSION

S. 1880

To direct the Federal Trade Commission to submit to Congress a report on unfair or deceptive acts or practices targeted at Indian Tribes or members of Indian Tribes, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 27, 2021

Mr. LUJÁN (for himself, Mr. MORAN, Mr. TESTER, and Mr. DAINES) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

DECEMBER 17, 2021

Reported by Ms. CANTWELL, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To direct the Federal Trade Commission to submit to Congress a report on unfair or deceptive acts or practices targeted at Indian Tribes or members of Indian Tribes, and for other purposes.

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. SHORT TITLE.**

2 This Act may be cited as the “Protecting Indian
3 Tribes from Scams Act”.

4 **SEC. 2. PROTECTING INDIAN TRIBES FROM UNFAIR OR DE-**
5 **CEPTIVE ACTS OR PRACTICES.**

6 (a) **FTC REPORT ON UNFAIR OR DECEPTIVE ACTS**
7 **OR PRACTICES TARGETING INDIAN TRIBES.**—Not later
8 than 1 year after the date of the enactment of this Act,
9 and after consultation with Indian Tribes, the Commission
10 shall make publicly available on the website of the Com-
11 mission and submit to the appropriate committees of Con-
12 gress a report on unfair or deceptive acts or practices tar-
13 geted at Indian Tribes or members of Indian Tribes, in-
14 cluding—

15 (1) a description of the types of unfair or de-
16 ceptive acts or practices identified by the Commis-
17 sion as being targeted at Indian Tribes or members
18 of Indian Tribes;

19 (2) a description of the consumer education ac-
20 tivities of the Commission with respect to such acts
21 or practices;

22 (3) a description of the efforts of the Commis-
23 sion to collaborate with Indian Tribes to prevent
24 such acts or practices or to pursue persons using
25 such acts or practices;

1 (4) a summary of the enforcement actions
2 taken by the Commission related to such acts or
3 practices; and

4 (5) any recommendations for legislation to pre-
5 vent such acts or practices.

6 (b) ~~INCREASING AWARENESS OF UNFAIR OR DECEP-~~
7 ~~TIVE ACTS OR PRACTICES TARGETING INDIAN TRIBES.—~~
8 Not later than 6 months after the date of the submission
9 of the report required by subsection (a), the Commission
10 shall update the website of the Commission to include in-
11 formation for consumers and businesses on identifying
12 and avoiding unfair or deceptive acts or practices targeted
13 at Indian Tribes or members of Indian Tribes.

14 (c) ~~DEFINITIONS.—In this section:~~

15 (1) ~~APPROPRIATE COMMITTEES OF CON-~~
16 ~~GRESS.—The term “appropriate committees of Con-~~
17 ~~gress” means—~~

18 (A) the Committee on Commerce, Science,
19 and Transportation of the Senate;

20 (B) the Committee on Indian Affairs of the
21 Senate;

22 (C) the Committee on Energy and Com-
23 merce of the House of Representatives; and

24 (D) the Committee on Natural Resources
25 of the House of Representatives.

1 ~~(2) COMMISSION.—The term “Commission”~~
 2 ~~means the Federal Trade Commission.~~

3 ~~(3) INDIAN TRIBE.—The term “Indian Tribe”~~
 4 ~~has the meaning given that term in section 102 of~~
 5 ~~the Federally Recognized Indian Tribe List Act of~~
 6 ~~1994 (25 U.S.C. 5130).~~

7 **SECTION 1. SHORT TITLE.**

8 *This Act may be cited as the “Protecting Indian Tribes*
 9 *from Scams Act”.*

10 **SEC. 2. PROTECTING INDIAN TRIBES FROM UNFAIR OR DE-**
 11 **CEPTIVE ACTS OR PRACTICES.**

12 *(a) FTC REPORT ON UNFAIR OR DECEPTIVE ACTS OR*
 13 *PRACTICES TARGETING INDIAN TRIBES.—Not later than 1*
 14 *year after the date of the enactment of this Act, and after*
 15 *consultation with Indian Tribes, the Commission shall*
 16 *make publicly available on the website of the Commission*
 17 *and submit to the appropriate committees of Congress a re-*
 18 *port on unfair or deceptive acts or practices targeted at In-*
 19 *dian Tribes or members of Indian Tribes, including—*

20 *(1) a description of the types of unfair or decep-*
 21 *tive acts or practices identified by the Commission as*
 22 *being targeted at Indian Tribes or members of Indian*
 23 *Tribes;*

1 (2) *a description of the consumer education ac-*
 2 *tivities of the Commission with respect to such acts or*
 3 *practices;*

4 (3) *a description of the efforts of the Commission*
 5 *to collaborate with Indian Tribes to prevent such acts*
 6 *or practices or to pursue persons using such acts or*
 7 *practices;*

8 (4) *a summary of the enforcement actions taken*
 9 *by the Commission related to such acts or practices;*
 10 *and*

11 (5) *any recommendations for legislation to pre-*
 12 *vent such acts or practices.*

13 (b) *INCREASING AWARENESS OF UNFAIR OR DECEP-*
 14 *TIVE ACTS OR PRACTICES TARGETING INDIAN TRIBES.—*
 15 *Not later than 6 months after the date of the submission*
 16 *of the report required by subsection (a), the Commission*
 17 *shall update the website of the Commission to include infor-*
 18 *mation for consumers and businesses on identifying and*
 19 *avoiding unfair or deceptive acts or practices targeted at*
 20 *Indian Tribes or members of Indian Tribes.*

21 (c) *DEFINITIONS.—In this section:*

22 (1) *APPROPRIATE COMMITTEES OF CONGRESS.—*
 23 *The term “appropriate committees of Congress”*
 24 *means—*

1 (A) *the Committee on Commerce, Science,*
2 *and Transportation of the Senate;*

3 (B) *the Committee on Indian Affairs of the*
4 *Senate;*

5 (C) *the Committee on Energy and Com-*
6 *merce of the House of Representatives; and*

7 (D) *the Committee on Natural Resources of*
8 *the House of Representatives.*

9 (2) COMMISSION.—*The term “Commission”*
10 *means the Federal Trade Commission.*

11 (3) INDIAN TRIBE.—*The term “Indian Tribe”*
12 *has the meaning given that term in section 4 of the*
13 *Indian Self-Determination and Education Assistance*
14 *Act (25 U.S.C. 5304).*

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