

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 2017

To prohibit regulations that classify, enhance, or diminish the privileges and immunities of an Indian tribe relative to other federally recognized Indian tribes, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 14 (legislative day, APRIL 11), 1994

Mr. MCCAIN (for himself and Mr. INOUE) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

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## A BILL

To prohibit regulations that classify, enhance, or diminish the privileges and immunities of an Indian tribe relative to other federally recognized 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,*  
3       That section 16 of the Act of June 18, 1934 (25 U.S.C.  
4       476) is amended by adding at the end the following new  
5       subsections:

6       “(f) PRIVILEGES AND IMMUNITIES OF INDIAN  
7       TRIBES; PROHIBITION ON NEW REGULATIONS.—Depart-  
8       ments or agencies of the United States shall not promul-

1 gate any regulation or make any decision or determination  
2 pursuant to the Act of June 18, 1934, as amended or any  
3 other Act of Congress with respect to a federally recog-  
4 nized Indian tribe that classifies, enhances, or diminishes  
5 the privileges and immunities available to the Indian tribe  
6 relative to other federally recognized tribes by virtue of  
7 their status as Indian tribes.

8       “(g) PRIVILEGES AND IMMUNITIES OF INDIAN  
9 TRIBES; EXISTING REGULATIONS.—Any regulation or ad-  
10 ministrative decision or determination of a department or  
11 agency of the United States that is in existence or effect  
12 on the date of enactment of this Act and that classifies,  
13 enhances, or diminishes the privileges and immunities  
14 available to a federally recognized Indian tribe relative to  
15 the privileges and immunities available to other federally  
16 recognized tribes by virtue of their status as Indian tribes  
17 shall have no force or effect.”.

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