

103^D CONGRESS
2^D SESSION

S. 2188

For the relief of the Pottawatomi Nation in Canada for the proportionate share of tribal funds and annuities under treaties between the Pottawatomi Nation and the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 14 (legislative day, JUNE 7), 1994

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

A BILL

For the relief of the Pottawatomi Nation in Canada for the proportionate share of tribal funds and annuities under treaties between the Pottawatomi Nation and the United States, 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 **SECTION 1. AUTHORIZATION OF PAYMENT.**

4 Notwithstanding the sovereign immunity of the
5 United States, any statute of limitations, lapse of time,
6 bar of laches, res judicata, collateral estoppel, or any other
7 procedural defense, or any other provision of law, the Sec-
8 retary of the Treasury shall pay to the Pottawatomi Na-

1 tion in Canada, out of any money in the Treasury of the
2 United States not otherwise appropriated, \$_____,
3 which shall be equal to the sum of—

4 (1) the proportionate share of the tribal funds
5 and annuities that arise under treaties between the
6 Pottawatomie Nation and the United States that, but
7 for the residence of the Pottawatomie Nation in Can-
8 ada and outside of the territorial limits of
9 the United States, would have been compensable
10 under the Indian Claims Commission Act (25 U.S.C.
11 70 et seq.); plus

12 (2) interest computed at a rate of 5 percent per
13 year on the amounts calculated under paragraph (1).

14 **SEC. 2. ATTORNEY FEES.**

15 (a) IN GENERAL.—Not more than 10 percent of the
16 amount paid to the Pottawatomie Nation in Canada pursu-
17 ant to section 1 may be used to pay attorney fees arising
18 from services rendered in connection with claims of the
19 Pottawatomie Nation in Canada relating to the compensa-
20 tion authorized under such section.

21 (b) PENALTIES.—Any person licensed to practice law
22 in the United States who knowingly receives a payment
23 in violation of subsection (a) shall, upon conviction, be
24 guilty of an infraction under section 3559(a)(9) of title

1 18, United States Code, and shall be subject to a fine in
2 an amount not to exceed \$1,000.

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