

104TH CONGRESS  
1ST SESSION

# H. R. 2726

To make certain technical corrections in laws relating to Native Americans,  
and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 6, 1995

Mr. GALLEGLY introduced the following bill; which was referred to the  
Committee on Resources

---

## A BILL

To make certain technical corrections in laws relating to  
Native Americans, 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. CORRECTION TO POKAGON RESTORATION ACT.**

4 Section 9 of the Act entitled “An Act to restore Fed-  
5 eral services to the Pokagon Band of Potawatomi Indians”

6 (25 U.S.C. 1300j–7a) is amended—

7 (1) by striking “Bands” each place it appears  
8 and inserting “Band”;

9 (2) in subsection (a), by striking “respective”;

10 and

1 (3) in subsection (b)—

2 (A) in paragraph (1)—

3 (i) in the first sentence—

4 (I) by striking “membership rolls  
5 that contain” and inserting “a mem-  
6 bership roll that contains”; and

7 (II) by striking “in such” and in-  
8 serting “in the”; and

9 (ii) in the second sentence, by striking  
10 “Each such” and inserting “The”;

11 (B) in paragraph (2)—

12 (i) by striking “rolls have” and insert-  
13 ing “roll has”; and

14 (ii) by striking “such rolls” and in-  
15 serting “such roll”;

16 (C) in the heading for paragraph (3), by  
17 striking “ROLLS” and inserting “ROLL”; and

18 (D) in paragraph (3), by striking “rolls are  
19 maintained” and inserting “roll is maintained”.

20 **SEC. 2. CORRECTION TO ODAWA AND OTTAWA RESTORA-**  
21 **TION ACT.**

22 (a) REAFFIRMATION OF RIGHTS.—The heading of  
23 section 5(b) of the Little Traverse Bay Bands of Odawa  
24 and the Little River Band of Ottawa Indians Act (25

1 U.S.C. 1300k-3) is amended by striking “TRIBE” and in-  
2 serting “BANDS”.

3 (b) MEMBERSHIP LIST.—Section 9 of the Little Tra-  
4 verse Bay Bands of Odawa and the Little River Band of  
5 Ottawa Indians Act (25 U.S.C. 1300k-7) is amended—

6 (1) in subsection (a)—

7 (A) by striking “Band” the first place it  
8 appears and inserting “Bands”; and

9 (B) by striking “the Band.” and inserting  
10 “the respective Bands.”; and

11 (2) in subsection (b)(1)—

12 (A) in the first sentence, by striking “the  
13 Band shall submit to the Secretary membership  
14 rolls that contain the names of all individuals  
15 eligible for membership in such Band” and in-  
16 serting “each of the Bands shall submit to the  
17 Secretary a membership roll that contains the  
18 names of all individuals that are eligible for  
19 membership in such Band”; and

20 (B) in the second sentence, by striking  
21 “The Band, in consultation” and inserting  
22 “Each such Band, in consultation”.

23 **SEC. 3. INDIAN DAMS SAFETY ACT OF 1994.**

24 Section 4(h) of the Indian Dams Safety Act of 1994  
25 (108 Stat. 1562) is amended by striking “(under the In-

1 dian Self-Determination and Education Assistance Act  
2 (25 U.S.C. 450b(e)), as amended,” and inserting “under  
3 the Indian Self-Determination and Education Assistance  
4 Act (25 U.S.C. 450 et seq.)”.

5 **SEC. 4. PASCUA YAQUI INDIANS OF ARIZONA.**

6 Section 4(b) of the Act entitled “An Act to provide  
7 for the extension of certain Federal benefits, services, and  
8 assistance to the Pascua Yaqui Indians of Arizona, and  
9 for other purposes” (25 U.S.C. 1300f–3(b)) is amended  
10 by striking “Pascua Yaqui tribe” and inserting “Pascua  
11 Yaqui Tribe”.

12 **SEC. 5. INDIAN LANDS OPEN DUMP CLEANUP ACT OF 1994.**

13 Section 3(7) of the Indian Lands Open Dump Clean-  
14 up Act of 1994 (108 Stat. 4165) is amended by striking  
15 “under section 6944 of the Solid Waste Disposal Act (42  
16 U.S.C. 6941 et seq.)” and inserting “under section 4004  
17 of the Solid Waste Disposal Act (42 U.S.C. 6944)”.

18 **SEC. 6. AMERICAN INDIAN TRUST FUND MANAGEMENT RE-**

19 **FORM ACT OF 1994.**

20 (a) MAINTENANCE OF RECORDS.—Section  
21 303(e)(5)(D) of the American Indian Trust Fund Man-  
22 agement Reform Act of 1994 (108 Stat. 4247) is amended  
23 by striking “made under paragraph (3)(B)” and inserting  
24 “made under subparagraph (C)”.

1 (b) ADVISORY BOARD.—Section 306(d) of the Indian  
2 Trust Fund Management Reform Act (25 U.S.C.  
3 4046(d)) is amended by striking “Advisory Board” and  
4 inserting “advisory board”.

5 **SEC. 7. INDIAN SELF-DETERMINATION CONTRACT REFORM**  
6 **ACT OF 1994.**

7 Section 102(11) of the Indian Self-Determination  
8 Contract Reform Act of 1994 (108 Stat. 4254) is amend-  
9 ed by striking “subsection (e)” and inserting “subsection  
10 (e) of section 105”.

11 **SEC. 8. AUBURN INDIAN RESTORATION.**

12 (a) ECONOMIC DEVELOPMENT.—Section 203 of the  
13 Auburn Indian Restoration Act (25 U.S.C. 1300l–1) is  
14 amended—

15 (1) in subsection (a)(2), by striking “as pro-  
16 vided in section 107” and inserting “as provided in  
17 section 207”; and

18 (2) in subsection (b), by striking “section 104”  
19 and inserting “section 204”.

20 (b) INTERIM GOVERNMENT.—The last sentence of  
21 section 206 of the Auburn Indian Restoration Act (25  
22 U.S.C. 1300l–4) is amended by striking “Interim council”  
23 and inserting “Interim Council”.

1 **SEC. 9. CROW BOUNDARY SETTLEMENT ACT OF 1994.**

2 (a) ENFORCEMENT.—Section 5(b)(3) of the Crow  
3 Boundary Settlement Act of 1994 (108 Stat. 4636) is  
4 amended by striking “provisions of subsection (b)” and  
5 inserting “provisions of this subsection”.

6 (b) APPLICABILITY.—Section 9 of the Crow Bound-  
7 ary Settlement Act of 1994 (108 Stat. 4640) is amended  
8 by striking “The Act” and inserting “This Act”.

9 (c) ESCROW FUNDS.—Section 10(b) of the Crow  
10 Boundary Settlement Act of 1994 (108 Stat. 4641) is  
11 amended by striking “(collectively referred to in this sub-  
12 section as the ‘Suspension Accounts’)” and inserting  
13 “(collectively referred to in this section as the ‘Suspension  
14 Accounts’)”.

15 **SEC. 10. TLINGIT AND HAIDA STATUS CLARIFICATION ACT.**

16 The first sentence of section 205 of the Tlingit and  
17 Haida Status Clarification Act (25 U.S.C. 1215) is  
18 amended by striking “Indian tribes” and inserting “In-  
19 dian Tribes”.

20 **SEC. 11. NATIVE AMERICAN LANGUAGES ACT.**

21 Section 103 of the Native American Languages Act  
22 (25 U.S.C. 2902) is amended—

23 (1) in paragraph (2), by striking “under section  
24 5351(4) of the Indian Education Act of 1988 (25  
25 U.S.C. 2651(4))” and inserting “under section

1 9161(4) of the Improving America’s Schools Act of  
2 1994 (20 U.S.C. 7881(4))”; and

3 (2) in paragraph (3), by striking “section 4009  
4 of Public Law 100–297 (20 U.S.C. 4909)” and in-  
5 serting “section 9212(1) of the Improving America’s  
6 Schools Act of 1994 (20 U.S.C. 7912(1))”.

7 **SEC. 12. PONCA RESTORATION ACT.**

8 Section 5 of the Ponca Restoration Act (25 U.S.C.  
9 983e) is amended—

10 (1) by inserting “Sarpy, Burt, Platte, Stanton,  
11 Holt, Hall, Wayne,” before “Knox”; and

12 (2) by striking “or Charles Mix County” and  
13 inserting “, Woodbury or Pottawattomie Counties of  
14 Iowa, or Charles Mix County”.

15 **SEC. 13. YAVAPAI-PRESCOTT INDIAN TRIBE WATER RIGHTS**  
16 **SETTLEMENT ACT OF 1994.**

17 Section 112(b) of the Yavapai-Prescott Indian Tribe  
18 Water Rights Settlement Act of 1994 (108 Stat. 4532)  
19 is amended by striking “December 31, 1995” and insert-  
20 ing “June 30, 1996”.

21 **SEC. 14. REVOCATION OF CHARTER OF INCORPORATION**  
22 **OF THE MINNESOTA CHIPPEWA TRIBE**  
23 **UNDER THE INDIAN REORGANIZATION ACT.**

24 The request of the Minnesota Chippewa Tribe to sur-  
25 render the charter of incorporation issued to that tribe on

1 September 17, 1937, pursuant to section 17 of the Act  
2 of June 18, 1934, commonly known as the “Indian Reor-  
3 ganization Act” (48 Stat. 988, chapter 576; 25 U.S.C.  
4 477) is hereby accepted and that charter of incorporation  
5 is hereby revoked.

6 **SEC. 15. ADVISORY COUNCIL ON CALIFORNIA INDIAN POL-**  
7 **ICY ACT OF 1992.**

8 Section 5(6) of the Advisory Council on California In-  
9 dian Policy Act of 1992 (106 Stat. 2133; 25 U.S.C. 651  
10 note) is amended by striking “18 months” and inserting  
11 “36 months”.

12 **SEC. 16. SAN CARLOS APACHE TRIBE WATER RIGHTS SET-**  
13 **TLEMENT ACT OF 1992.**

14 Section 3711(b)(1) of the San Carlos Apache Tribe  
15 Water Rights Settlement Act of 1992 (title XXXVII of  
16 Public Law 102–575) is amended by striking “December  
17 31, 1995” and inserting “December 31, 1996”.

18 **SEC. 17. IN-LIEU FISHING SITE TRANSFER AUTHORITY.**

19 Section 401 of Public Law 100–581 (102 Stat. 2944–  
20 2945) is amended by adding at the end the following new  
21 subsection:

22 “(g) The Secretary of the Army is authorized to  
23 transfer funds to the Department of the Interior to be  
24 used for purposes of the continued operation and mainte-  
25 nance of sites improved or developed under this section.”.

1 **SEC. 18. ADOLESCENT TRANSITIONAL LIVING FACILITY.**

2 Notwithstanding any other provision of law, any  
3 funds that were provided to the Ponca Indian Tribe of  
4 Nebraska for any of the fiscal years 1992 through 1995,  
5 and that were retained by that Indian tribe, pursuant to  
6 a self-determination contract with the Secretary of Health  
7 and Human Services that the Indian tribe entered into  
8 under section 102 of the Indian Self-Determination and  
9 Education Assistance Act (25 U.S.C. 450f) to carry out  
10 programs and functions of the Indian Health Service may  
11 be used by that Indian tribe to acquire, develop, and main-  
12 tain a transitional living facility for adolescents, including  
13 land for that facility.

14 **SEC. 19. EXPENDITURE OF MESCALERO APACHE TRIBE**  
15 **JUDGMENT FUNDS.**

16 Notwithstanding any other provision of law, or any  
17 distribution plan approved pursuant to the Indian Tribal  
18 Judgment Funds Use or Distribution Act (25 U.S.C. 1401  
19 et seq.), the Secretary of the Interior may reprogram, in  
20 accordance with the Resolutions, approved by the Mesca-  
21 lero Apache Tribal Council on January 24, 1995, any and  
22 all remaining funds (principal and interest accounts) re-  
23 garding specific changes in the Secretarial Plans for the  
24 use of the funds in Docket Nos. 22-G, 30, 48, 30-A, and  
25 48-A, awarded in satisfaction of the judgments by the In-  
26 dian Claims Commission.”.

1 **SEC. 20. ESTABLISHMENT OF A BAND ROLL.**

2 Section 5(d)(2) of the Lac Vieux Desert Band of  
3 Lake Superior Chippewa Indians Act (25 U.S.C. 1300h–  
4 3(d)(2)) is amended—

5 (1) by inserting “and base roll” after “require-  
6 ment”; and

7 (2) by striking “modification is” and inserting  
8 “modifications are”.

○