

107TH CONGRESS
1ST SESSION

S. 266

Regarding the use of the trust land and resources of the Confederated
Tribes of the Warm Springs Reservation of Oregon.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 6, 2001

Mr. SMITH of Oregon (for himself and Mr. WYDEN) introduced the following
bill; which was read twice and referred to the Committee on Indian Affairs

A BILL

Regarding the use of the trust land and resources of the
Confederated Tribes of the Warm Springs Reservation
of Oregon.

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 FOR 99-YEAR LEASES.**

4 The first section of the Act entitled “An Act to au-
5 thorize the leasing of restricted Indian lands for public,
6 religious, educational, residential, business, and other pur-
7 poses requiring the grant of long-term leases”, approved
8 August 9, 1955 (25 U.S.C. 415(a)), is amended—

1 (1) by inserting “, the reservation of the Con-
2 federated Tribes of the Warm Springs Reservation
3 of Oregon,” after “Spanish Grant”); and

4 (2) by inserting “lands held in trust for the
5 Confederated Tribes of the Warm Springs Reserva-
6 tion of Oregon” before “, lands held in trust for the
7 Cherokee Nation of Oklahoma”.

8 **SEC. 2. USE OF CERTAIN TRUST LANDS AND RESOURCES**
9 **FOR ECONOMIC DEVELOPMENT.**

10 (a) APPROVAL OF AGREEMENT.—The use of tribal
11 lands, resources, and other assets described in the Long-
12 Term Global Settlement and Compensation Agreement
13 and its Included Agreements (in this section referred to
14 collectively as the “Agreement”) dated April 12, 2000, be-
15 tween the Department of the Interior, the Confederated
16 Tribes of the Warm Springs Reservation of Oregon (in
17 this section referred to as the “Tribes”), and the Portland
18 General Electric Company is approved, and the authoriza-
19 tion, execution, and delivery of the Agreement by the par-
20 ties thereto is ratified and confirmed. The Secretary of
21 the Interior shall be deemed authorized to take all actions
22 necessary to approve and implement the Agreement. No
23 Federal law regarding tribal lands, resources, or other as-
24 sets shall be deemed—

1 (1) to render the Agreement unenforceable or
2 void against the parties; or

3 (2) to prevent, prohibit, supersede, impair, re-
4 strict, or otherwise hinder any pledge or encum-
5 brance by the Tribes of the sums that may be paid
6 to or received by or on the account of the Tribes in
7 connection with the Agreement.

8 (b) RULES OF CONSTRUCTION.—Nothing in sub-
9 section (a) shall be construed as—

10 (1) addressing—

11 (A) any provisions of the Agreement other
12 than those regarding use of tribal lands, re-
13 sources, or other assets; or

14 (B) the approvals under Federal and State
15 law that the parties may be required to obtain
16 for provisions of the Agreement other than
17 those regarding use of tribal lands, resources,
18 or other assets; or

19 (2) implying that Federal law, as in effect as of
20 the date of enactment of this section, does not pro-
21 vide authority for Federal approval of the use of
22 tribal lands, resources, or other assets described in
23 the Agreement, or the implementation thereof.

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