

109TH CONGRESS
1ST SESSION

H. R. 16

To clarify the rights of Indians and Indian tribes on Indian lands under the National Labor Relations Act.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2005

Mr. HAYWORTH (for himself, Mr. BOEHNER, and Mr. PAUL) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To clarify the rights of Indians and Indian tribes on Indian lands under the National Labor Relations Act.

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. SHORT TITLE.**

4 This Act may be cited as the “Tribal Labor Relations
5 Restoration Act of 2005”.

6 **SEC. 2. DEFINITION OF EMPLOYER.**

7 Section 2 of the National Labor Relations Act (29
8 U.S.C. 152) is amended—

9 (1) in paragraph (2), by inserting “or any busi-
10 ness owned and operated by an Indian tribe and lo-

1 cated on its Indian lands,” after “subdivision there-
2 of”; and

3 (2) by adding at the end the following:

4 “(15) The term ‘Indian tribe’ means any Indian
5 tribe, band, nation, pueblo, or other organized group
6 or community which is recognized as eligible for the
7 special programs and services provided by the
8 United States to Indians because of their status as
9 Indians.

10 “(16) The term ‘Indian’ means any individual
11 who is a member of an Indian tribe.

12 “(17) The term ‘Indian lands’ means—

13 “(A) all lands within the limits of any In-
14 dian reservation;

15 “(B) any lands title to which is either held
16 in trust by the United States for the benefit of
17 any Indian tribe or individual or held by any
18 Indian tribe or individual subject to restriction
19 by the United States against alienation; and

20 “(C) any lands in the State of Oklahoma
21 that are within the boundaries of a former res-
22 ervation (as defined by the Secretary of the In-
23 terior) of a federally recognized Indian tribe.”.

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