

Calendar No. 556

107TH CONGRESS
2^D SESSION**S. 2711****[Report No. 107-247]**

To reauthorize and improve programs relating to Native Americans.

IN THE SENATE OF THE UNITED STATES

JULY 9, 2002

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

AUGUST 28, 2002

Reported under authority of the order of the Senate of July 29, 2002, by Mr.
INOUE, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To reauthorize and improve programs relating to Native
Americans.

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; TABLE OF CONTENTS.**

4 (a) ~~SHORT TITLE.~~—This Act may be cited as the
5 “~~Indian Programs Reauthorization and Technical Amend-~~
6 ments Act of 2002”.

1 (b) TABLE OF CONTENTS.—The table of contents of
 2 this Act is as follows:

See. 1. Short title; table of contents.

TITLE I—REAUTHORIZATIONS

See. 101. Bosque Redondo Memorial Act.
 See. 102. Navajo-Hopi Land Settlement Act of 1974.
 See. 103. Indian Health Care Improvement Act.
 See. 104. Indian Alcohol and Substance Abuse Prevention and Treatment Act
 of 1986.
 See. 105. Indian Child Protection and Family Violence Prevention Act.
 See. 106. Native American Programs Act of 1974.
 See. 107. Native Hawaiian Health Care Improvement Act.
 See. 108. Four Corners Interpretive Center Act.

TITLE II—PROVISIONS RELATING TO PARTICULAR INDIAN TRIBES

See. 201. Authorization of 99-year leases for Confederated Tribes of the
 Umatilla Indian Reservation.
 See. 202. Cow Creek land selection.
 See. 203. Navajo-Hopi Relocation Impact Study.
 See. 204. Ponca Tribe of Nebraska.
 See. 205. Mississippi Band of Choctaw Indians.
 See. 206. Modification of Pueblo de Cochiti Settlement.
 See. 207. Chippewa Cree Tribe of the Rocky Boy's Reservation settlement
 modification.
 See. 208. Disposal of Oil Shale Reserve Numbered 2.
 See. 209. Land of Pechanga Band of Luiseno Mission Indians.
 See. 210. Quinault Indian Nation water feasibility study.
 See. 211. Waiver of repayment of expert assistance loans to the Pueblo of
 Santo Domingo.
 See. 212. Trinity River record of decision.

TITLE III—NATIVE AMERICAN PROGRAMS

See. 301. Trademarks for Indian arts and crafts.
 See. 302. Tribally controlled postsecondary vocational and technical institu-
 tions.
 See. 303. Self-determination provisions.
 See. 304. Indian land consolidation.

3 **TITLE I—REAUTHORIZATIONS**

4 **SEC. 101. BOSQUE REDONDO MEMORIAL ACT.**

5 Section 206 of the Bosque Redondo Memorial Act
 6 (16 U.S.C. 431 note; Public Law 106–511) is amended—

7 (1) in subsection (a)—

1 (A) in paragraph (1), by striking “2000”
2 and inserting “2004”; and

3 (B) in paragraph (2), by striking “2001
4 and 2002” and inserting “2005 and 2006”;
5 and

6 (2) in subsection (b), by striking “2002” and
7 inserting “2006.”.

8 **SEC. 102. NAVAJO-HOPI LAND SETTLEMENT ACT OF 1974.**

9 Section 25(a)(8) of Public Law 93-531 (commonly
10 known as the “Navajo-Hopi Land Settlement Act of
11 1974”) (25 U.S.C. 640d-24(a)(8)) is amended by striking
12 “annually for fiscal years 1995, 1996, 1997, 1998, 1999,
13 and 2000” and inserting “for each of fiscal years 2002
14 through 2006”.

15 **SEC. 103. INDIAN HEALTH CARE IMPROVEMENT ACT.**

16 (a) INDIAN HEALTH PROFESSIONAL PERSONNEL.—
17 Title I of the Indian Health Care Improvement Act is
18 amended by striking section 123 (25 U.S.C. 1616p) and
19 inserting the following:

20 **“SEC. 123. AUTHORIZATION OF APPROPRIATIONS.**

21 “There are authorized to be appropriated to carry out
22 this title such sums as are necessary for each of fiscal
23 years 2002 through 2006.”.

24 (b) HEALTH SERVICES.—

25 (1) AUTHORIZATION OF APPROPRIATIONS.—

1 (A) INTERMEDIATE ADOLESCENT MENTAL
2 HEALTH SERVICES.—Section 209(m) of the In-
3 dian Health Care Improvement Act (25 U.S.C.
4 1621h(m)) is amended by striking paragraph
5 (6) and inserting the following:

6 “(n) AUTHORIZATION OF APPROPRIATIONS.—There
7 are authorized to be appropriated to carry out this section
8 such sums as are necessary for each of fiscal years 2002
9 through 2006.”.

10 (B) CALIFORNIA CONTRACT HEALTH SERV-
11 ICES DEMONSTRATION PROGRAM.—Section 211
12 of the Indian Health Care Improvement Act
13 (25 U.S.C. 1621j) is amended by striking sub-
14 section (g) and inserting the following:

15 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated to carry out this section
17 such sums as are necessary for each of fiscal years 2002
18 through 2006.”.

19 (C) PATIENT TRAVEL COSTS.—Section 213
20 of the Indian Health Care Improvement Act
21 (25 U.S.C. 1621l) is amended by striking sub-
22 section (b) and inserting the following:

23 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
24 are authorized to be appropriated to carry out this section

1 such sums as are necessary for each of fiscal years 2002
2 through 2006.”.

3 (D) EPIDEMIOLOGY CENTERS.—Section
4 214(b) of the Indian Health Care Improvement
5 Act (25 U.S.C. 1621m(b)) is amended by strik-
6 ing paragraph (6) and inserting the following:

7 “(6) AUTHORIZATION OF APPROPRIATIONS.—
8 There are authorized to be appropriated to carry out
9 this subsection such sums as are necessary for each
10 of fiscal years 2002 through 2006.”.

11 (E) COMPREHENSIVE SCHOOL HEALTH
12 EDUCATION PROGRAMS.—Section 215 of the In-
13 dian Health Care Improvement Act (25 U.S.C.
14 1621n) is amended by striking subsection (g)
15 and inserting the following:

16 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
17 are authorized to be appropriated to carry out this section
18 such sums as are necessary for each of fiscal years 2002
19 through 2006.”.

20 (F) INDIAN YOUTH GRANT PROGRAM.—
21 Section 216 of the Indian Health Care Im-
22 provement Act (25 U.S.C. 1621o) is amended
23 by striking subsection (e) and inserting the fol-
24 lowing:

1 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
 2 are authorized to be appropriated to carry out this section
 3 such sums as are necessary for each of fiscal years 2002
 4 through 2006.”.

5 (2) ADDITIONAL AUTHORIZATION OF APPRO-
 6 PRIATIONS.—Title II of the Indian Health Care Im-
 7 provement Act is amended by striking section 224
 8 (25 U.S.C. 1621w) and inserting the following:

9 **“SEC. 224. AUTHORIZATION OF APPROPRIATIONS.**

10 “There are authorized to be appropriated to carry out
 11 this title (other than sections 209(m), 211(g), 213(b),
 12 214(b)(6), 215(g), and 216(e)) such sums as are nee-
 13 essary for each of fiscal years 2002 through 2006.”.

14 (e) HEALTH FACILITIES.—Title III of the Indian
 15 Health Care Improvement Act is amended by striking sec-
 16 tion 309 (25 U.S.C. 1638a) and inserting the following:

17 **“SEC. 309. AUTHORIZATION OF APPROPRIATIONS.**

18 “There are authorized to be appropriated to carry out
 19 this title such sums as are necessary for each of fiscal
 20 years 2002 through 2006.”.

21 (d) ACCESS TO HEALTH SERVICES.—Title IV of the
 22 Indian Health Care Improvement Act is amended by strik-
 23 ing section 407 (25 U.S.C. 1647) and inserting the fol-
 24 lowing:

1 **“SEC. 407. AUTHORIZATION OF APPROPRIATIONS.**

2 “There are authorized to be appropriated to carry out
3 this title such sums as are necessary for each of fiscal
4 years 2002 through 2006.”.

5 (c) HEALTH SERVICES FOR URBAN INDIANS.—Title
6 V of the Indian Health Care Improvement Act is amended
7 by striking section 514 (25 U.S.C. 1660d) and inserting
8 the following:

9 **“SEC. 514. AUTHORIZATION OF APPROPRIATIONS.**

10 “There are authorized to be appropriated to carry out
11 this title such sums as are necessary for each of fiscal
12 years 2002 through 2006.”.

13 (f) ORGANIZATIONAL IMPROVEMENTS.—Title VI of
14 the Indian Health Care Improvement Act is amended by
15 striking section 603 (25 U.S.C. 1663) and inserting the
16 following:

17 **“SEC. 603. AUTHORIZATION OF APPROPRIATIONS.**

18 “There are authorized to be appropriated to carry out
19 this title such sums as are necessary for each of fiscal
20 years 2002 through 2006.”.

21 (g) SUBSTANCE ABUSE PROGRAMS.—

22 (1) AUTHORIZATION OF APPROPRIATIONS.—

23 (A) INDIAN WOMEN TREATMENT PRO-
24 GRAMS.—Section 703 of the Indian Health
25 Care Improvement Act (25 U.S.C. 1665b) is

1 amended by striking subsection (d) and insert-
2 ing the following:

3 “(d) ~~AUTHORIZATION OF APPROPRIATIONS.—~~

4 “~~(1) IN GENERAL.—~~Subject to paragraph (2),
5 there are authorized to be appropriated to carry out
6 this section such sums as are necessary for each of
7 fiscal years 2002 through 2006.

8 “~~(2) GRANTS.—~~Of the funds made available
9 under paragraph (1) for a fiscal year, 20 percent
10 shall be used to provide grants to urban Indian or-
11 ganizations funded under title V.”.

12 ~~(B) GALLUP ALCOHOL AND SUBSTANCE~~
13 ~~ABUSE TREATMENT CENTER.—~~Section 706 of
14 the Indian Health Care Improvement Act (25
15 U.S.C. 1665e) is amended by striking sub-
16 section (d) and inserting the following:

17 “(d) ~~AUTHORIZATION OF APPROPRIATIONS.—~~There
18 are authorized to be appropriated to carry out this section
19 such sums as are necessary for each of fiscal years 2002
20 through 2006.”.

21 ~~(C) FETAL ALCOHOL SYNDROME AND~~
22 ~~FETAL ALCOHOL EFFECT GRANTS.—~~Section
23 708 of the Indian Health Care Improvement
24 Act (25 U.S.C. 1665g) is amended by striking
25 subsection (f) and inserting the following:

1 “(f) AUTHORIZATION OF APPROPRIATIONS.—

2 “(1) IN GENERAL.—Subject to paragraph (2),
3 there are authorized to be appropriated to carry out
4 this section such sums as are necessary for each of
5 fiscal years 2002 through 2006.

6 “(2) GRANTS.—Of the funds made available
7 under paragraph (1) for a fiscal year, 10 percent
8 shall be used to provide grants to urban Indian or-
9 ganizations funded under title V.”.

10 (D) THUNDER CHILD TREATMENT CEN-
11 TER.—Section 710 of the Indian Health Care
12 Improvement Act (25 U.S.C. 1665i) is
13 amended—

14 (i) by striking “(b) For the purposes
15 of” and all that follows through “No fund-
16 ing” and inserting the following:

17 “(b) AUTHORIZATION OF APPROPRIATIONS.—

18 “(1) IN GENERAL.—There are authorized to be
19 appropriated to carry out this section such sums as
20 are necessary for each of fiscal years 2002 through
21 2006.

22 “(2) STAFFING AND OPERATION.—No fund-
23 ing”; and

1 (ii) in the third sentence, by striking
 2 “None of the funding” and inserting the
 3 following:

4 “(3) ADMINISTRATIVE PURPOSES.—None of the
 5 funding”.

6 (E) SUBSTANCE ABUSE COUNSELOR EDU-
 7 CATION DEMONSTRATION PROJECT.—Section
 8 711 of the Indian Health Care Improvement
 9 Act (25 U.S.C. 1665j) is amended by striking
 10 subsection (h) and inserting the following:

11 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
 12 are authorized to be appropriated to carry out this section
 13 such sums as are necessary for each of fiscal years 2002
 14 through 2006, to remain available until expended.”.

15 (2) ADDITIONAL AUTHORIZATION OF APPRO-
 16 PRIATIONS.—Title VII of the Indian Health Care
 17 Improvement Act is amended by striking section 714
 18 (25 U.S.C. 1665m) and inserting the following:

19 **“SEC. 714. AUTHORIZATION OF APPROPRIATIONS.**

20 “There are authorized to be appropriated to carry out
 21 this title (other than sections 703(d), 706(d), 708(f),
 22 710(b), and 711(h)) such sums as are necessary for each
 23 of fiscal years 2002 through 2006.”.

24 (h) MISCELLANEOUS.—

1 ~~(1) HOME- AND COMMUNITY-BASED CARE DEM-~~
 2 ~~ONSTRATION PROJECT.~~—Section 821 of the Indian
 3 Health Care Improvement Act (~~25 U.S.C. 1680k~~) is
 4 amended by striking subsection (i) and inserting the
 5 following:

6 “(i) ~~AUTHORIZATION OF APPROPRIATIONS.~~—There
 7 are authorized to be appropriated to carry out this section
 8 such sums as are necessary for each of fiscal years 2002
 9 through 2006, to remain available until expended.”.

10 ~~(2) AUTHORIZATION OF APPROPRIATIONS.~~—
 11 Title VIII of the Indian Health Care Improvement
 12 Act is amended by striking section 825 (~~25 U.S.C.~~
 13 ~~1680o~~) and inserting the following:

14 **“SEC. 825. AUTHORIZATION OF APPROPRIATIONS.**

15 “~~There are authorized to be appropriated to carry out~~
 16 ~~this title (other than section 821) such sums as are nec-~~
 17 ~~essary for each of fiscal years 2002 through 2006.”.~~

18 **SEC. 104. INDIAN ALCOHOL AND SUBSTANCE ABUSE PRE-**
 19 **VENTION AND TREATMENT ACT OF 1986.**

20 (a) ~~TRIBAL ACTION PLANS.~~—

21 (1) ~~IN GENERAL.~~—Section 4206(d) of the In-
 22 dian Alcohol and Substance Abuse Prevention and
 23 Treatment Act of 1986 (~~25 U.S.C. 2412(d)~~) is
 24 amended—

1 (A) by striking “(1) The Secretary” and
2 inserting the following:

3 “~~(1)~~ IN GENERAL.—The Secretary”; and

4 (B) by striking paragraph (2) and insert-
5 ing the following:

6 “~~(2)~~ AUTHORIZATION OF APPROPRIATIONS.—

7 There are authorized to be appropriated to carry out
8 this subsection such sums as are necessary for each
9 of fiscal years 2002 through 2006.”.

10 (2) ADDITIONAL AUTHORIZATION.—Section
11 4206(f) of the Indian Alcohol and Substance Abuse
12 Prevention and Treatment Act of 1986 (25 U.S.C.
13 2412(f)) is amended—

14 (A) by striking “(f)(1) The Secretary” and
15 inserting the following:

16 “~~(f)~~ GRANTS FOR IN-SCHOOL TRAINING PRO-
17 GRAMS.—

18 “~~(1)~~ IN GENERAL.—The Secretary”;

19 (B) in paragraph (2)—

20 (i) by striking “(2) Funds” and in-
21 serting the following:

22 “~~(2)~~ USE OF FUNDS.—Funds”; and

23 (ii) by indenting subparagraphs (A)
24 through (E) appropriately; and

1 (C) by striking paragraph (3) and insert-
2 ing the following:

3 “(3) AUTHORIZATION OF APPROPRIATIONS.—

4 There are authorized to be appropriated to carry out
5 this subsection such sums as are necessary for each
6 of fiscal years 2002 through 2006.”.

7 (b) NEWSLETTER.—Section 4210 of the Indian Alco-
8 hol and Substance Abuse Prevention and Treatment Act
9 of 1986 (25 U.S.C. 2416) is amended by striking sub-
10 section (b) and inserting the following:

11 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated to carry out this section
13 such sums as are necessary for each of fiscal years 2002
14 through 2006.”.

15 (c) INDIAN EDUCATION PROGRAMS.—Section
16 4212(a) of the Indian Alcohol and Substance Abuse Pre-
17 vention and Treatment Act of 1986 (25 U.S.C. 2432(a))
18 is amended—

19 (1) in the first sentence, by striking “The As-
20 sistant Secretary of Indian Affairs” and inserting
21 the following:

22 “(1) IN GENERAL.—The Assistant Secretary of
23 Indian Affairs”;

24 (2) in the second sentence, by striking “The As-
25 sistant Secretary shall” and inserting the following:

1 ~~“(2) DEFRAYMENT OF COSTS.—The Assistant~~
2 Secretary shall”; and

3 ~~(3) by striking the third sentence and inserting~~
4 the following:

5 ~~“(3) AUTHORIZATION OF APPROPRIATIONS.—~~
6 There are authorized to be appropriated to carry out
7 this subsection such sums as are necessary for each
8 of fiscal years 2002 through 2006.”.

9 ~~(d) EMERGENCY SHELTERS.—Section 4213(e) of the~~
10 Indian Alcohol and Substance Abuse Prevention and
11 Treatment Act of 1986 (25 U.S.C. 2433(e)) is amended—

12 ~~(1) by striking paragraphs (1) through (3) and~~
13 inserting the following:

14 ~~“(1) IN GENERAL.—There are authorized to be~~
15 appropriated to carry out planning and design, con-
16 struction, and renovation of, or to purchase or lease
17 land or facilities for, emergency shelters and halfway
18 houses to provide emergency care for Indian youth,
19 such sums as are necessary for each of fiscal years
20 2002 through 2006.

21 ~~“(2) STAFFING AND OPERATION.—There is au-~~
22 thorized to be appropriated for staffing and oper-
23 ation of emergency shelters and halfway houses de-
24 scribed in paragraph (1) \$7,000,000 for each of fis-
25 cal years 2002 through 2006.

1 ~~“(3) ALLOCATION.—~~

2 ~~“(A) IN GENERAL.—The Secretary of the~~
3 Interior shall allocate funds made available
4 under this subsection to Indian tribes on the
5 basis of priority of need of the Indian tribes.

6 ~~“(B) CONTRACTING AND GRANTS.—Funds~~
7 allocated under subparagraph (A) shall be sub-
8 ject to contracting or available for grants under
9 the Indian Self-Determination Act (25 U.S.C.
10 450f et seq.)”;

11 ~~(2) in paragraph (4), by striking “(4) Funds”~~
12 and inserting the following:

13 ~~“(4) CONDITIONS FOR USE.—Funds”;~~ and

14 ~~(3) in paragraph (5)—~~

15 (A) by striking ~~“(5) Nothing in this Act~~
16 may be construed” and inserting the following:

17 ~~“(5) EFFECT ON OTHER AUTHORITY.—Nothing~~
18 in this Act”;

19 (B) in subparagraph (A)—

20 (i) by striking ~~“to limit”~~ and inserting
21 ~~“limits”;~~ and

22 (ii) by striking ~~“houses, or”~~ and in-
23 serting ~~“houses, or”;~~ and

24 (C) in subparagraph (B), by striking ~~“to~~
25 require” and inserting ~~“requires”.~~

1 (c) ~~ILLEGAL NARCOTICS TRAFFIC ON THE TOHONO~~
 2 ~~O'ODHAM AND ST. REGIS RESERVATIONS; SOURCE~~
 3 ~~ERADICATION.~~—Section 4216 of the Indian Alcohol and
 4 Substance Abuse Prevention and Treatment Act of 1986
 5 (25 U.S.C. 2442) is amended—

6 (1) in subsection (a), by striking paragraph (3)
 7 and inserting the following:

8 “~~(3) AUTHORIZATION OF APPROPRIATIONS.—~~
 9 There are authorized to be appropriated to carry out
 10 this subsection such sums as are necessary for each
 11 of fiscal years 2002 through 2006.”; and

12 (2) in subsection (b), by striking paragraph (2)
 13 and inserting the following:

14 “~~(2) AUTHORIZATION OF APPROPRIATIONS.—~~
 15 There are authorized to be appropriated to carry out
 16 this subsection such sums as are necessary for each
 17 of fiscal years 2002 through 2006.”.

18 (f) ~~BUREAU OF INDIAN AFFAIRS LAW ENFORCE-~~
 19 ~~MENT AND JUDICIAL TRAINING.~~—Section 4218 of the In-
 20 dian Alcohol and Substance Abuse Prevention and Treat-
 21 ment Act of 1986 (25 U.S.C. 2451) is amended by strik-
 22 ing subsection (b) and inserting the following:

23 “~~(b) AUTHORIZATION OF APPROPRIATIONS.—~~There
 24 are authorized to be appropriated to carry out this section

1 such sums as are necessary for each of fiscal years 2002
2 through 2006.”.

3 (g) JUVENILE DETENTION CENTERS.—Section 4220
4 of the Indian Alcohol and Substance Abuse Prevention
5 and Treatment Act of 1986 (25 U.S.C. 2453) is amended
6 by striking subsection (b) and inserting the following:

7 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
8 are authorized to be appropriated to carry out this section
9 such sums as are necessary for each of fiscal years 2002
10 through 2006.”.

11 **SEC. 105. INDIAN CHILD PROTECTION AND FAMILY VIO-**
12 **LENCE PREVENTION ACT.**

13 (a) INDIAN CHILD ABUSE TREATMENT GRANT PRO-
14 GRAM.—Section 409 of the Indian Child Protection and
15 Family Violence Prevention Act (25 U.S.C. 3208) is
16 amended by striking subsection (c) and inserting the fol-
17 lowing:

18 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
19 is authorized to be appropriated to carry out this section
20 \$10,000,000 for each of fiscal years 2002 through 2006.”.

21 (b) INDIAN CHILD RESOURCE AND FAMILY SERV-
22 ICES CENTERS.—Section 410 of the Indian Child Protec-
23 tion and Family Violence Prevention Act (25 U.S.C. 3209)
24 is amended by striking subsection (h) and inserting the
25 following:

1 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
2 is authorized to be appropriated to carry out this section
3 \$3,000,000 for each of fiscal years 2002 through 2006.”.

4 (e) INDIAN CHILD PROTECTION AND FAMILY VIO-
5 LENCE PREVENTION PROGRAM.—Section 411 of the In-
6 dian Child Protection and Family Violence Prevention Act
7 (25 U.S.C. 3210) is amended by striking subsection (i)
8 and inserting the following:

9 “(i) AUTHORIZATION OF APPROPRIATIONS.—There is
10 authorized to be appropriated to carry out this section
11 \$30,000,000 for each of fiscal years 2002 through 2006.”.

12 **SEC. 106. NATIVE AMERICAN PROGRAMS ACT OF 1974.**

13 (a) IN GENERAL.—Section 816 of the Native Amer-
14 ican Programs Act of 1974 (42 U.S.C. 2992d) is
15 amended—

16 (1) by striking subsections (a) through (e) and
17 inserting the following:

18 “(a) IN GENERAL.—There are authorized to be
19 appropriated—

20 “(1) to carry out section 803(d), \$8,000,000
21 for each of fiscal years 2002 through 2006; and

22 “(2) to carry out provisions of this title other
23 than section 803(d) and any other provision having
24 an express authorization of appropriations, such

1 sums as are necessary for each of fiscal years 2002
2 through 2006.

3 “(b) **LIMITATION.**—Not less than 90 percent of the
4 funds made available to carry out this title for a fiscal
5 year (other than funds made available to carry out section
6 803(d), 803A, 803C, 804, and any other provision of this
7 title having an express authorization of appropriations)
8 shall be expended to carry out section 803(a).”;

9 (2) by redesignating subsection (d) as sub-
10 section (e); and

11 (3) by striking subsection (e).

12 (b) **EXPRESS AUTHORIZATION.**—Section 803A(f) of
13 the Native American Programs Act of 1974 (42 U.S.C.
14 2991b–1(f)) is amended—

15 (1) by striking “(f)(1)” and all that follows
16 through the end of paragraph (1) and inserting the
17 following:

18 “(f) **AUTHORIZATION OF APPROPRIATIONS.**—

19 “(1) **IN GENERAL.**—There is authorized to be
20 appropriated to carry out this section \$1,000,000 for
21 each of fiscal years 2002 through 2006, to remain
22 available until expended.”; and

23 (2) in paragraph (2), by striking “(2) The re-
24 volving loan fund” and inserting the following:

1 “(2) REVOLVING LOAN FUND.—The revolving
2 loan fund”.

3 **SEC. 107. NATIVE HAWAIIAN HEALTH CARE IMPROVEMENT**
4 **ACT.**

5 (a) NATIVE HAWAIIAN HEALTH CARE SYSTEMS.—
6 Section 6 of the Native Hawaiian Health Care Improve-
7 ment Act (42 U.S.C. 11705) is amended by striking sub-
8 section (h) and inserting the following:

9 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
10 are authorized to be appropriated such sums as are nec-
11 essary to carry out this section for each of fiscal years
12 2002 through 2006.”.

13 (b) NATIVE HAWAIIAN HEALTH SCHOLARSHIPS.—
14 Section 10 of the Native Hawaiian Health Care Improve-
15 ment Act (42 U.S.C. 11709) is amended by striking sub-
16 section (c) and inserting the following:

17 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
18 are authorized to be appropriated such sums as are nec-
19 essary to carry out this section for each of fiscal years
20 2002 through 2006.”.

21 **SEC. 108. FOUR CORNERS INTERPRETIVE CENTER ACT.**

22 Section 7 of the Four Corners Interpretive Center
23 Act (Public Law 106–143; 113 Stat. 1706) is amended—

24 (1) in subsection (a)(2), by striking “2005” and
25 inserting “2007”;

1 (2) in subsection (b), by striking “2002” and
2 inserting “2004”; and

3 (3) in subsection (c), by striking “2001” and
4 inserting “2003”.

5 **TITLE II—PROVISIONS RELAT-**
6 **ING TO PARTICULAR INDIAN**
7 **TRIBES**

8 **SEC. 201. AUTHORIZATION OF 99-YEAR LEASES FOR CON-**
9 **FEDERATED TRIBES OF THE UMATILLA IN-**
10 **DIAN RESERVATION.**

11 (a) **IN GENERAL.**—Subsection (a) of the first section
12 of the Act of August 9, 1955 (25 U.S.C. 415(a)) is amend-
13 ed in the second sentence—

14 (1) by inserting “the reservation of the Confed-
15 erated Tribes of the Umatilla Indian Reservation,”
16 before “the Burns Paiute Reservation,”;

17 (2) by inserting “the” before “Yavapai-Pres-
18 cott”; and

19 (3) by striking “Washington,” and inserting
20 “Washington,”.

21 (b) **EFFECTIVE DATE.**—The amendments made by
22 subsection (a) apply to any lease entered into on, or re-
23 newed after, the date of enactment of this Act.

1 **SEC. 202. COW CREEK LAND SELECTION.**

2 Section 7 of the Cow Creek Band of Umpqua Tribe
3 of Indians Recognition Act (25 U.S.C. 712e) is amended
4 in the third sentence by inserting before the period at the
5 end the following: “, and shall be treated as on-reservation
6 land for the purpose of processing acquisitions of real
7 property into trust”.

8 **SEC. 203. NAVAJO-HOPI RELOCATION IMPACT STUDY.**

9 (a) **REAUTHORIZATION.**—Section 25(a) of Public
10 Law ~~93–531~~ (commonly known as the “Navajo-Hopi Land
11 Settlement Act of 1974”) (~~25 U.S.C. 640d–24(a)~~) is
12 amended by striking paragraph (8) and inserting the fol-
13 lowing:

14 “(8) **RELOCATION HOUSING.**—There is author-
15 ized to be appropriated to carry out section 15
16 \$30,000,000 for each of fiscal years 2002 through
17 2006.”.

18 (b) **STUDY.**—Public Law ~~93–531~~ (commonly known
19 as the “Navajo-Hopi Land Settlement Act of 1974”) (~~25~~
20 ~~U.S.C. 640d et seq.~~) is amended—

21 (1) by redesignating the second section ~~32~~ (~~25~~
22 ~~U.S.C. 640d–31~~) as section ~~33~~; and

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

24 **“SEC. 34. NAVAJO-HOPI RELOCATION IMPACT STUDY.**

25 “(a) **IN GENERAL.**—Not later than 90 days after the
26 date of enactment of this section, the Secretary shall enter

1 into a contract with an independent contractor under
 2 which the independent contractor shall complete, not later
 3 than 1 year after the date of enactment of this section,
 4 a study to determine whether—

5 “(1) the purposes of this Act have been
 6 achieved; and

7 “(2) recommended activities should be carried
 8 out to mitigate the consequences of the implementa-
 9 tion of this Act.

10 “(b) SCOPE.—The study conducted under subsection
 11 (a) shall include an analysis of—

12 “(1) the long-term effects of the relocation pro-
 13 grams under this Act;

14 “(2) the ongoing needs of the populations relo-
 15 cated under this Act;

16 “(3) the ongoing needs of the other commu-
 17 nities affected by relocations under this Act, includ-
 18 ing communities affected by section 10(f);

19 “(4) the effects of termination of the relocation
 20 programs under this Act, including the effects of—

21 “(A) closure of the Office of Navajo and
 22 Hopi Indian Relocation; and

23 “(B) transfer of responsibilities of that Of-
 24 fice to other Federal agencies and the Navajo
 25 Nation in accordance with applicable provisions

1 of the Indian Self-Determination and Education
 2 Assistance Act (25 U.S.C. 450 et seq.); and
 3 “(5) other appropriate factors, as determined
 4 by the Secretary.

5 “(e) REPORT.—Not later than 1 year after the date
 6 of enactment of this section, the Secretary shall submit
 7 to Congress, the Hopi Tribe, and the Navajo Nation a re-
 8 port that describes the results of the study conducted
 9 under subsection (a).

10 “(d) FUNDING.—Of amounts made available to the
 11 Office of Navajo and Hopi Indian Relocation, not more
 12 than \$1,000,000 shall be made available to the Secretary
 13 to carry out this section.”.

14 **SEC. 204. PONCA TRIBE OF NEBRASKA.**

15 Section 5 of the Ponca Restoration Act (25 U.S.C.
 16 983e) is amended—

17 (1) in the first sentence, by striking “Notwith-
 18 standing” and inserting the following:

19 “(a) IN GENERAL.—Notwithstanding”;

20 (2) in the second sentence, by striking “In the
 21 case of Federal” and inserting the following:

22 “(b) FEDERAL SERVICES.—In the case of Federal”;

23 and

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

1 “(c) DESIGNATION.—For the purpose of services pro-
 2 vided by the Indian Health Service, the area comprised
 3 of Douglas County and Sarpy County, Nebraska, and
 4 Pottawattamie County, Iowa, is designated as the Ponca
 5 Health and Wellness Clinic Service Unit.”.

6 **SEC. 205. MISSISSIPPI BAND OF CHOCTAW INDIANS.**

7 Section 1(a)(2) of Public Law 106–228 (114 Stat.
 8 462) is amended by striking “report entitled” and all that
 9 follows through “is hereby declared” and inserting the fol-
 10 lowing: “report entitled ‘Report of May 17, 2002, Clari-
 11 fying and Correcting Legal Descriptions or Recording In-
 12 formation for Certain Lands placed into Trust and Res-
 13 ervation Status for the Mississippi Band of Choctaw Indi-
 14 ans by Section 1(a)(2) of Pub. L. 106–228, as amended
 15 by Title VIII, Section 811 of Pub. L. 106–568’, on file
 16 in the Office of the Superintendent, Choctaw Agency, Bu-
 17 reau of Indian Affairs, Department of the Interior, is de-
 18 clared”.

19 **SEC. 206. MODIFICATION OF PUEBLO DE COCHITI SETTLE-**
 20 **MENT.**

21 Section 1 of Public Law 102–358 (106 Stat. 960)
 22 is amended—

23 (1) by striking “implement the settlement” and
 24 inserting the following: “implement—

25 “(1) the settlement;”;

1 (2) by striking the period at the end and insert-
2 ing “; and”; and

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

4 “~~(2)~~ the modifications regarding the use of the
5 settlement funds as described in the agreement
6 known as the ‘First Amendment to Operation and
7 Maintenance Agreement for Implementation of
8 Cochiti Wetlands Solution’, executed—

9 “(A) on October 22, 2001, by the Army
10 Corps of Engineers;

11 “(B) on October 25, 2001, by the Pueblo
12 de Cochiti of New Mexico; and

13 “(C) on November 8, 2001, by the Sec-
14 retary of the Interior.”.

15 **SEC. 207. CHIPPEWA CREE TRIBE OF THE ROCKY BOYS**
16 **RESERVATION SETTLEMENT MODIFICATION.**

17 (a) **IN GENERAL.**—Section 101(b)(3) of the Chip-
18 pewa Cree Tribe of The Rocky Boy’s Reservation Indian
19 Reserved Water Rights Settlement and Water Supply En-
20 hancement Act of 1999 (Public Law 106–163; 113 Stat.
21 1782) is amended by striking “3 years” and inserting “5
22 years”.

23 (b) **EFFECTIVE DATE.**—The amendment made by
24 subsection (a) shall apply to any decree described in sec-
25 tion 101(b)(1) of the Chippewa Cree Tribe of The Rocky

1 Boy's Reservation Indian Reserved Water Rights Settle-
 2 ment and Water Supply Enhancement Act of 1999 (Public
 3 Law ~~106-163~~; ~~113 Stat. 1782~~) entered into on or after
 4 December 9, 1999.

5 **SEC. 208. DISPOSAL OF OIL SHALE RESERVE NUMBERED 2.**

6 Section ~~3405(e)~~ of the Strom Thurmond National
 7 Defense Authorization Act for Fiscal Year 1999 (~~10~~
 8 U.S.C. 7420 note; Public Law ~~105-261~~) is amended by
 9 striking paragraph ~~(3)~~ and inserting the following:

10 “~~(3)~~ With respect to the land conveyed to the Tribe
 11 under subsection ~~(b)~~—

12 “~~(A)~~ the land shall not be subject to any Fed-
 13 eral restriction on alienation; and

14 “~~(B)~~ no grant, lease, exploration or develop-
 15 ment agreement, or other conveyance of the land (or
 16 any interest in the land) that is authorized by the
 17 governing body of the Tribe shall be subject to ap-
 18 proval by the Secretary of the Interior or any other
 19 Federal official.”.

20 **SEC. 209. LAND OF PECHANGA BAND OF LUISENO MISSION**
 21 **INDIANS.**

22 (a) **LIMITATION ON CONVEYANCE.**—Land described
 23 in subsection ~~(b)~~ (or any interest in that land) shall not
 24 be transferred or otherwise made available for condemna-
 25 tion until the date on which—

1 (1) publish in the Federal Register a notice of
2 the availability of the results of the feasibility study;
3 and

4 (2) make available to the public, on request, the
5 results of the feasibility study.

6 **SEC. 211. WAIVER OF REPAYMENT OF EXPERT ASSISTANCE**
7 **LOANS TO THE PUEBLO OF SANTO DOMINGO.**

8 Notwithstanding any other provision of law—

9 (1) the balances of all expert assistance loans
10 made to the Pueblo of Santo Domingo under Public
11 Law 88–168 (77 Stat. 301), and relating to Pueblo
12 of Santo Domingo v. United States (Docket No. 355
13 of the United States Court of Federal Claims), in-
14 cluding all principal and interest, are canceled; and

15 (2) the Secretary of the Interior shall take such
16 action as is necessary to—

17 (A) document the cancellation under para-
18 graph (1); and

19 (B) release the Pueblo of Santo Domingo
20 from any liability associated with any loan de-
21 scribed in paragraph (1).

22 **SEC. 212. TRINITY RIVER RECORD OF DECISION.**

23 (a) **IN GENERAL.**—Notwithstanding any other provi-
24 sion of law, the record of decision by the United States
25 Fish and Wildlife Service entitled “Trinity River

1 Mainstem Fishery Restoration”, issued by the Secretary
 2 of the Interior with the concurrence of the Hoopa Valley
 3 Tribe on December 19, 2000 (referred to in this section
 4 as the “record of decision”), shall be considered to comply
 5 with all provisions of law under which, and subject to
 6 which, the record of decision was issued.

7 (b) IMPLEMENTATION.—As soon as practicable after
 8 the date of enactment of this Act, the Secretary of the
 9 Interior, and any other person with respect to which the
 10 record of decision describes any right, authority, or obliga-
 11 tion, shall implement and otherwise comply with the
 12 record of decision.

13 (c) MODIFICATION.—The Secretary may modify the
 14 record of decision only with the concurrence of—

15 (1) the Hoopa Valley Tribe; and

16 (2) the Yurok Tribe.

17 **TITLE III—NATIVE AMERICAN** 18 **PROGRAMS**

19 **SEC. 301. TRADEMARKS FOR INDIAN ARTS AND CRAFTS.**

20 (a) POWERS OF INDIAN ARTS AND CRAFTS
 21 BOARD.—Section 2(g) of the Act of August 27, 1935 (25
 22 U.S.C. 305a(g)), is amended—

23 (1) in paragraph (1), by inserting “trademarks
 24 for” after “products and”;

1 (2) in paragraph (3), by striking “and assign it
2 and the goodwill associated with it to an individual
3 Indian or Indian tribe without charge; and” and in-
4 serting a semicolon;

5 (3) in paragraph (4), by striking “to pursue or
6 defend in the courts any appeal or proceeding with
7 respect to any final determination of that office”
8 and inserting “to file with the United States Patent
9 and Trademark Office, and prosecute, an application
10 for any trademark or other mark described in para-
11 graph (1) that is owned by an individual Indian, In-
12 dian tribe, or Indian arts and crafts organization,
13 for registration without charge in the United States
14 Patent and Trademark Office”; and

15 (4) by inserting after the semicolon at the end
16 the following: “(5)(A) to assign any trademark de-
17 scribed in paragraph (2) that is owned by the Fed-
18 eral Government, and the goodwill associated with
19 the trademark, to an individual Indian, Indian tribe,
20 or Indian arts and crafts organization; and (B) to
21 record any such assignment in the United States
22 Patent and Trademark Office, without charge; and
23 (6) to pursue or defend in the appropriate courts of
24 the United States any appeal or proceeding with re-

1 spect to any final determination of the United States
2 Patent and Trademark Office;”.

3 (b) TRADEMARK FEE WAIVER.—Section 31(b) of the
4 Act of July 5, 1946 (15 U.S.C. 1113(b)), is amended—

5 (1) in the first sentence, by striking “The Di-
6 rector” and inserting the following:

7 “(1) WAIVER.—The Director”; and

8 (2) by striking the second sentence and insert-
9 ing the following:

10 “(2) INDIAN PRODUCTS.—

11 “(A) IN GENERAL.—The Indian Arts and
12 Crafts Board will not be charged any fee to reg-
13 ister trademarks for Indian products or for the
14 products of an individual Indian, Indian tribe,
15 or Indian arts and crafts organization (as those
16 terms are used in section 2 of the Act of Au-
17 gust 27, 1935 (25 U.S.C. 305a)).

18 “(B) NO REGISTRATION FEES.—An indi-
19 vidual Indian, Indian tribe, or Indian arts and
20 crafts organization (as those terms are used in
21 section 2 of the Act of August 27, 1935 (25
22 U.S.C. 305a)) shall not be charged any fee to
23 register a trademark or other mark for an In-
24 dian arts and crafts product.”.

1 **SEC. 302. TRIBALLY CONTROLLED POSTSECONDARY VOCA-**
 2 **TIONAL AND TECHNICAL INSTITUTIONS.**

3 Section 311(a) of the Carl D. Perkins Vocational and
 4 Technical Education Act of 1998 (20 U.S.C. 2391(a)) is
 5 amended—

6 (1) by striking “Funds made available” and in-
 7 serting the following:

8 “(1) IN GENERAL.—Except as provided in para-
 9 graph (2), funds made available”; and

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

11 “(2) EXEMPTION FOR TRIBALLY CONTROLLED
 12 POSTSECONDARY VOCATIONAL AND TECHNICAL IN-
 13 STITUTIONS.—Paragraph (1) shall not apply to
 14 funds made available under section 117.”.

15 **SEC. 303. SELF-DETERMINATION PROVISIONS.**

16 (a) APPLICATION OF LAWS TO ADMINISTRATIVE AP-
 17 PEALS.—Section 110 of the Indian Self-Determination
 18 and Education Assistance Act (25 U.S.C. 450m-1) is
 19 amended by striking subsection (c) and inserting the fol-
 20 lowing:

21 “(c) APPLICATION OF LAWS TO ADMINISTRATIVE AP-
 22 PEALS.—

23 “(1) IN GENERAL.—The Equal Access to Jus-
 24 tice Act (5 U.S.C. 504 note; Public Law 96-481),
 25 section 504 of title 5, United States Code, and sec-
 26 tion 2412 of title 28, United States Code, shall

1 apply to an administrative appeal by a tribal organi-
 2 zation that—

3 “(A) is pending on or filed after October
 4 5, 1988; and

5 “(B) relates to a contract, a grant agree-
 6 ment, or any other agreement or compact au-
 7 thorized under—

8 “(i) this Act; or

9 “(ii) the Tribally Controlled Schools
 10 Act of 1988 (25 U.S.C. 2501 et seq.).

11 “(2) FEE.—

12 “(A) IN GENERAL.—In the case of any
 13 claim for a fee described in subparagraph (B),
 14 the fee shall be \$125 per hour, unless an appro-
 15 priate Federal agency determines by regulation
 16 that an increase in the cost of living or a spe-
 17 cial factor, such as the limited availability of
 18 qualified attorneys or agents for the pro-
 19 ceedings involved, justifies a higher fee.

20 “(B) DESCRIPTION OF CLAIM.—A claim
 21 described in this subparagraph is—

22 “(i) a claim by a person for a fee for
 23 services relating to an appeal described in
 24 paragraph (1) that are performed on or
 25 after March 29, 1996; or

1 “(ii) a claim by a person for a fee for
2 services that—

3 “(I) is asserted on or after
4 March 29, 1996; but

5 “(II) is for a fee for services re-
6 lating to an appeal described in para-
7 graph (1) performed before that
8 date.”.

9 (b) INCORPORATION OF SELF-DETERMINATION PRO-
10 VISIONS.—Section 403 of the Indian Self-Determination
11 and Education Assistance Act (25 U.S.C. 458ee) is
12 amended by striking subsection (1) and inserting the fol-
13 lowing:

14 “(1) INCORPORATION OF SELF-DETERMINATION
15 PROVISIONS.—

16 “(1) IN GENERAL.—At the option of any par-
17 ticipating Indian tribe, any or all of the provisions
18 of title I or V shall be incorporated in a compact or
19 funding agreement entered into under title III or
20 this title.

21 “(2) FORCE AND EFFECT.—A provision incor-
22 porated under paragraph (1) shall—

23 “(A) have the same force and effect as if
24 included in title III or this title; and

25 “(B) be deemed to—

1 “(i) supplement or supplant any re-
2 lated provision in this title, as appropriate;
3 and

4 “(ii) apply to any agency subject to
5 this title.

6 “(3) TIMING.—In any case in which an Indian
7 tribe requests incorporation of a provision under
8 paragraph (1) during the negotiation stage of a com-
9 pact or funding agreement described in that para-
10 graph, the incorporation shall—

11 “(A) be considered to be effective imme-
12 diately; and

13 “(B) control the negotiation and any re-
14 sulting compact or funding agreement.”.

15 **SEC. 304. INDIAN LAND CONSOLIDATION.**

16 (a) TECHNICAL CORRECTION.—Section 206(c)(2)(B)
17 of the Indian Land Consolidation Act (25 U.S.C.
18 2205(c)(2)(B)) is amended by striking “207(a)(6)(B) of
19 this Act” and inserting “207(a)(6)”.

20 (b) EFFECTIVE DATE.—Section 207(g) of the Indian
21 Land Consolidation Act (25 U.S.C. 2206(g)) is amended
22 by striking paragraph (5) and inserting the following:

23 “(5) EFFECTIVE DATE.—

24 “(A) IN GENERAL.—Except as provided in
25 subparagraph (B), this section shall not apply

1 to the estate of an individual who dies before
 2 the date that is 1 year after the date on which
 3 the Secretary makes the certification required
 4 under paragraph (4).

5 “(B) APPROVAL.—Subsection (e) takes ef-
 6 feet on November 7, 2000.”.

7 (e) TRUST AND RESTRICTED LAND TRANS-
 8 ACTIONS.—Section 217(e) of the Indian Land Consolida-
 9 tion Act (25 U.S.C. 2216(e)) is amended—

10 (1) by striking the subsection heading and all
 11 that follows through the end of the first sentence
 12 and inserting the following:

13 “(e) ACQUISITION OF INTEREST BY SECRETARY.—

14 “(1) REQUEST.—

15 “(A) IN GENERAL.—An Indian, or the rec-
 16 ognized tribal government of a reservation, that
 17 is in possession of any portion of the fee inter-
 18 est in a parcel of land described in subpara-
 19 graph (B) may request that the interest be
 20 taken into trust by the Secretary.

21 “(B) LAND.—A parcel of land described in
 22 this subparagraph is any parcel of land—

23 “(i) that is located within a reserva-
 24 tion; and

1 “(ii) at least a portion of the owner-
 2 ship interest in which is held by the Sec-
 3 retary, in trust or restricted status, on No-
 4 vember 7, 2000.”; and

5 (2) in the second sentence, by striking “Upon”
 6 and inserting the following:

7 “(2) INTEREST.—Upon”.

8 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

9 (a) *SHORT TITLE.*—*This Act may be cited as the “In-*
 10 *dian Programs Reauthorization and Technical Amend-*
 11 *ments Act of 2002”.*

12 (b) *TABLE OF CONTENTS.*—*The table of contents of this*
 13 *Act is as follows:*

Sec. 1. Short title; table of contents.

TITLE I—REAUTHORIZATIONS

Sec. 101. Bosque Redondo Memorial Act.

Sec. 102. Navajo-Hopi Land Settlement Act of 1974.

Sec. 103. Indian Health Care Improvement Act.

Sec. 104. Indian Alcohol and Substance Abuse Prevention and Treatment Act of 1986.

Sec. 105. Indian Child Protection and Family Violence Prevention Act.

Sec. 106. Native American Programs Act of 1974.

Sec. 107. Native Hawaiian Health Care Improvement Act.

Sec. 108. Four Corners Interpretive Center Act.

TITLE II—PROVISIONS RELATING TO PARTICULAR INDIAN TRIBES

Sec. 201. Authorization of 99-year leases for Confederated Tribes of the Umatilla Indian Reservation.

Sec. 202. Cow Creek land selection.

Sec. 203. Navajo-Hopi Relocation Impact Study.

Sec. 204. Mississippi Band of Choctaw Indians.

Sec. 205. Modification of Pueblo de Cochiti Settlement.

Sec. 206. Chippewa Cree Tribe of the Rocky Boy’s Reservation settlement modification.

Sec. 207. Disposal of Oil Shale Reserve Numbered 2.

Sec. 208. Land of Pechanga Band of Luiseno Mission Indians.

Sec. 209. Quinault Indian Nation water feasibility study.

Sec. 210. Waiver of repayment of expert assistance loans to the Pueblo of Santo Domingo.

Sec. 211. Trinity River record of decision.

TITLE III—NATIVE AMERICAN PROGRAMS

Sec. 301. Trademarks for Indian arts and crafts.

Sec. 302. Tribally controlled postsecondary vocational and technical institutions.

Sec. 303. Self-determination provisions.

Sec. 304. Indian land consolidation.

1 **TITLE I—REAUTHORIZATIONS**

2 **SEC. 101. BOSQUE REDONDO MEMORIAL ACT.**

3 *Section 206 of the Bosque Redondo Memorial Act (16*

4 *U.S.C. 431 note; Public Law 106–511) is amended—*

5 *(1) by striking subsection (a) and inserting the*

6 *following:*

7 “*(a) IN GENERAL.—There is authorized to be appro-*

8 *priated to carry out this title \$2,000,000 for fiscal year*

9 *2001.”; and*

10 *(2) in subsection (b), by striking “2002” and in-*

11 *serting “2006.”.*

12 **SEC. 102. NAVAJO-HOPI LAND SETTLEMENT ACT OF 1974.**

13 *Section 25(a)(8) of Public Law 93–531 (commonly*

14 *known as the “Navajo-Hopi Land Settlement Act of 1974”)*

15 *(25 U.S.C. 640d–24(a)(8)) is amended by striking “annu-*

16 *ally for fiscal years 1995, 1996, 1997, 1998, 1999, and*

17 *2000” and inserting “for each of fiscal years 2002 through*

18 *2006”.*

19 **SEC. 103. INDIAN HEALTH CARE IMPROVEMENT ACT.**

20 *(a) INDIAN HEALTH PROFESSIONAL PERSONNEL.—*

21 *Title I of the Indian Health Care Improvement Act is*

1 *amended by striking section 123 (25 U.S.C. 1616p) and in-*
 2 *serting the following:*

3 **“SEC. 123. AUTHORIZATION OF APPROPRIATIONS.**

4 *“There are authorized to be appropriated to carry out*
 5 *this title such sums as are necessary for each of fiscal years*
 6 *2002 through 2006.”.*

7 *(b) HEALTH SERVICES.—*

8 *(1) AUTHORIZATION OF APPROPRIATIONS.—*

9 *(A) INTERMEDIATE ADOLESCENT MENTAL*
 10 *HEALTH SERVICES.—Section 209(m) of the In-*
 11 *Indian Health Care Improvement Act (25 U.S.C.*
 12 *1621h(m)) is amended by striking paragraph (6)*
 13 *and inserting the following:*

14 *“(n) AUTHORIZATION OF APPROPRIATIONS.—There*
 15 *are authorized to be appropriated to carry out this section*
 16 *such sums as are necessary for each of fiscal years 2002*
 17 *through 2006.”.*

18 *(B) CALIFORNIA CONTRACT HEALTH SERV-*
 19 *ICES DEMONSTRATION PROGRAM.—Section 211 of*
 20 *the Indian Health Care Improvement Act (25*
 21 *U.S.C. 1621j) is amended by striking subsection*
 22 *(g) and inserting the following:*

23 *“(g) AUTHORIZATION OF APPROPRIATIONS.—There*
 24 *are authorized to be appropriated to carry out this section*

1 *such sums as are necessary for each of fiscal years 2002*
2 *through 2006.”.*

3 (C) *PATIENT TRAVEL COSTS.—Section 213*
4 *of the Indian Health Care Improvement Act (25*
5 *U.S.C. 1621l) is amended by striking subsection*
6 *(b) and inserting the following:*

7 “(b) *AUTHORIZATION OF APPROPRIATIONS.—There*
8 *are authorized to be appropriated to carry out this section*
9 *such sums as are necessary for each of fiscal years 2002*
10 *through 2006.”.*

11 (D) *EPIDEMIOLOGY CENTERS.—Section*
12 *214(b) of the Indian Health Care Improvement*
13 *Act (25 U.S.C. 1621m(b)) is amended by strik-*
14 *ing paragraph (6) and inserting the following:*

15 “(6) *AUTHORIZATION OF APPROPRIATIONS.—*
16 *There are authorized to be appropriated to carry out*
17 *this subsection such sums as are necessary for each of*
18 *fiscal years 2002 through 2006.”.*

19 (E) *COMPREHENSIVE SCHOOL HEALTH*
20 *EDUCATION PROGRAMS.—Section 215 of the In-*
21 *Indian Health Care Improvement Act (25 U.S.C.*
22 *1621n) is amended by striking subsection (g)*
23 *and inserting the following:*

24 “(g) *AUTHORIZATION OF APPROPRIATIONS.—There*
25 *are authorized to be appropriated to carry out this section*

1 *such sums as are necessary for each of fiscal years 2002*
2 *through 2006.”.*

3 *(F) INDIAN YOUTH GRANT PROGRAM.—Section*
4 *216 of the Indian Health Care Improvement*
5 *Act (25 U.S.C. 1621o) is amended by striking*
6 *subsection (e) and inserting the following:*

7 *“(e) AUTHORIZATION OF APPROPRIATIONS.—There are*
8 *authorized to be appropriated to carry out this section such*
9 *sums as are necessary for each of fiscal years 2002 through*
10 *2006.”.*

11 *(2) ADDITIONAL AUTHORIZATION OF APPROPRIA-*
12 *TIONS.—Title II of the Indian Health Care Improve-*
13 *ment Act is amended by striking section 224 (25*
14 *U.S.C. 1621w) and inserting the following:*

15 **“SEC. 224. AUTHORIZATION OF APPROPRIATIONS.**

16 *“There are authorized to be appropriated to carry out*
17 *this title (other than sections 209(m), 211(g), 213(b),*
18 *214(b)(6), 215(g), and 216(e)) such sums as are necessary*
19 *for each of fiscal years 2002 through 2006.”.*

20 *(c) HEALTH FACILITIES.—Title III of the Indian*
21 *Health Care Improvement Act is amended by striking sec-*
22 *tion 309 (25 U.S.C. 1638a) and inserting the following:*

1 **“SEC. 309. AUTHORIZATION OF APPROPRIATIONS.**

2 *“There are authorized to be appropriated to carry out*
3 *this title such sums as are necessary for each of fiscal years*
4 *2002 through 2006.”.*

5 *(d) ACCESS TO HEALTH SERVICES.—Title IV of the*
6 *Indian Health Care Improvement Act is amended by strik-*
7 *ing section 407 (25 U.S.C. 1647) and inserting the fol-*
8 *lowing:*

9 **“SEC. 407. AUTHORIZATION OF APPROPRIATIONS.**

10 *“There are authorized to be appropriated to carry out*
11 *this title such sums as are necessary for each of fiscal years*
12 *2002 through 2006.”.*

13 *(e) HEALTH SERVICES FOR URBAN INDIANS.—Title V*
14 *of the Indian Health Care Improvement Act is amended*
15 *by striking section 514 (25 U.S.C. 1660d) and inserting*
16 *the following:*

17 **“SEC. 514. AUTHORIZATION OF APPROPRIATIONS.**

18 *“There are authorized to be appropriated to carry out*
19 *this title such sums as are necessary for each of fiscal years*
20 *2002 through 2006.”.*

21 *(f) ORGANIZATIONAL IMPROVEMENTS.—Title VI of the*
22 *Indian Health Care Improvement Act is amended by strik-*
23 *ing section 603 (25 U.S.C. 1663) and inserting the fol-*
24 *lowing:*

1 **“SEC. 603. AUTHORIZATION OF APPROPRIATIONS.**

2 *“There are authorized to be appropriated to carry out*
 3 *this title such sums as are necessary for each of fiscal years*
 4 *2002 through 2006.”.*

5 *(g) SUBSTANCE ABUSE PROGRAMS.—*

6 *(1) AUTHORIZATION OF APPROPRIATIONS.—*

7 *(A) INDIAN WOMEN TREATMENT PRO-*
 8 *GRAMS.—Section 703 of the Indian Health Care*
 9 *Improvement Act (25 U.S.C. 1665b) is amended*
 10 *by striking subsection (d) and inserting the fol-*
 11 *lowing:*

12 *“(d) AUTHORIZATION OF APPROPRIATIONS.—*

13 *“(1) IN GENERAL.—Subject to paragraph (2),*
 14 *there are authorized to be appropriated to carry out*
 15 *this section such sums as are necessary for each of fis-*
 16 *cal years 2002 through 2006.*

17 *“(2) GRANTS.—Of the funds made available*
 18 *under paragraph (1) for a fiscal year, 20 percent*
 19 *shall be used to provide grants to urban Indian orga-*
 20 *nizations funded under title V.”.*

21 *(B) GALLUP ALCOHOL AND SUBSTANCE*
 22 *ABUSE TREATMENT CENTER.—Section 706 of the*
 23 *Indian Health Care Improvement Act (25 U.S.C.*
 24 *1665e) is amended by striking subsection (d) and*
 25 *inserting the following:*

1 “(d) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
 2 *are authorized to be appropriated to carry out this section*
 3 *such sums as are necessary for each of fiscal years 2002*
 4 *through 2006.”.*

5 (C) *FETAL ALCOHOL SYNDROME AND FETAL*
 6 *ALCOHOL EFFECT GRANTS.*—*Section 708 of the*
 7 *Indian Health Care Improvement Act (25 U.S.C.*
 8 *1665g) is amended by striking subsection (f) and*
 9 *inserting the following:*

10 “(f) *AUTHORIZATION OF APPROPRIATIONS.*—

11 “(1) *IN GENERAL.*—*Subject to paragraph (2),*
 12 *there are authorized to be appropriated to carry out*
 13 *this section such sums as are necessary for each of fis-*
 14 *cal years 2002 through 2006.*

15 “(2) *GRANTS.*—*Of the funds made available*
 16 *under paragraph (1) for a fiscal year, 10 percent*
 17 *shall be used to provide grants to urban Indian orga-*
 18 *nizations funded under title V.”.*

19 (D) *THUNDER CHILD TREATMENT CEN-*
 20 *TER.*—*Section 710 of the Indian Health Care*
 21 *Improvement Act (25 U.S.C. 1665i) is*
 22 *amended—*

23 (i) *by striking “(b) For the purposes*
 24 *of” and all that follows through “No fund-*
 25 *ing” and inserting the following:*

1 “(b) *AUTHORIZATION OF APPROPRIATIONS.*—

2 “(1) *IN GENERAL.*—*There are authorized to be*
3 *appropriated to carry out this section such sums as*
4 *are necessary for each of fiscal years 2002 through*
5 *2006.*

6 “(2) *STAFFING AND OPERATION.*—*No funding*”;
7 *and*

8 *(ii) in the third sentence, by striking*
9 *“None of the funding” and inserting the fol-*
10 *lowing:*

11 “(3) *ADMINISTRATIVE PURPOSES.*—*None of the*
12 *funding*”.

13 *(E) SUBSTANCE ABUSE COUNSELOR EDU-*
14 *CATION DEMONSTRATION PROJECT.*—*Section 711*
15 *of the Indian Health Care Improvement Act (25*
16 *U.S.C. 1665j) is amended by striking subsection*
17 *(h) and inserting the following:*

18 “(h) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
19 *are authorized to be appropriated to carry out this section*
20 *such sums as are necessary for each of fiscal years 2002*
21 *through 2006, to remain available until expended.*”.

22 *(2) ADDITIONAL AUTHORIZATION OF APPROPRIA-*
23 *TIONS.*—*Title VII of the Indian Health Care Im-*
24 *provement Act is amended by striking section 714 (25*
25 *U.S.C. 1665m) and inserting the following:*

1 **“SEC. 714. AUTHORIZATION OF APPROPRIATIONS.**

2 *“There are authorized to be appropriated to carry out*
 3 *this title (other than sections 703(d), 706(d), 708(f), 710(b),*
 4 *and 711(h)) such sums as are necessary for each of fiscal*
 5 *years 2002 through 2006.”.*

6 *(h) MISCELLANEOUS.—*

7 *(1) HOME- AND COMMUNITY-BASED CARE DEM-*
 8 *ONSTRATION PROJECT.—Section 821 of the Indian*
 9 *Health Care Improvement Act (25 U.S.C. 1680k) is*
 10 *amended by striking subsection (i) and inserting the*
 11 *following:*

12 *“(i) AUTHORIZATION OF APPROPRIATIONS.—There are*
 13 *authorized to be appropriated to carry out this section such*
 14 *sums as are necessary for each of fiscal years 2002 through*
 15 *2006, to remain available until expended.”.*

16 *(2) AUTHORIZATION OF APPROPRIATIONS.—Title*
 17 *VIII of the Indian Health Care Improvement Act is*
 18 *amended by striking section 825 (25 U.S.C. 1680o)*
 19 *and inserting the following:*

20 **“SEC. 825. AUTHORIZATION OF APPROPRIATIONS.**

21 *“There are authorized to be appropriated to carry out*
 22 *this title (other than section 821) such sums as are nec-*
 23 *essary for each of fiscal years 2002 through 2006.”.*

24 **SEC. 104. INDIAN ALCOHOL AND SUBSTANCE ABUSE PRE-**
 25 **VENTION AND TREATMENT ACT OF 1986.**

26 *(a) TRIBAL ACTION PLANS.—*

1 (1) *IN GENERAL.*—Section 4206(d) of the Indian
2 *Alcohol and Substance Abuse Prevention and Treat-*
3 *ment Act of 1986 (25 U.S.C. 2412(d)) is amended—*

4 (A) *by striking “(1) The Secretary” and in-*
5 *serting the following:*

6 “*(1) IN GENERAL.—The Secretary*”; and

7 (B) *by striking paragraph (2) and inserting*
8 *the following:*

9 “*(2) AUTHORIZATION OF APPROPRIATIONS.—*
10 *There are authorized to be appropriated to carry out*
11 *this subsection such sums as are necessary for each of*
12 *fiscal years 2002 through 2006.*”.

13 (2) *ADDITIONAL AUTHORIZATION.*—Section
14 4206(f) of the Indian Alcohol and Substance Abuse
15 Prevention and Treatment Act of 1986 (25 U.S.C.
16 2412(f)) is amended—

17 (A) *by striking “(f)(1) The Secretary” and*
18 *inserting the following:*

19 “*(f) GRANTS FOR IN-SCHOOL TRAINING PROGRAMS.—*

20 “*(1) IN GENERAL.—The Secretary*”;

21 (B) *in paragraph (2)—*

22 (i) *by striking “(2) Funds” and insert-*
23 *ing the following:*

24 “*(2) USE OF FUNDS.—Funds*”; and

1 (ii) by indenting subparagraphs (A)
2 through (E) appropriately; and
3 (C) by striking paragraph (3) and inserting
4 the following:

5 “(3) *AUTHORIZATION OF APPROPRIATIONS.*—
6 *There are authorized to be appropriated to carry out*
7 *this subsection such sums as are necessary for each of*
8 *fiscal years 2002 through 2006.*”.

9 (b) *NEWSLETTER.*—*Section 4210 of the Indian Alcohol*
10 *and Substance Abuse Prevention and Treatment Act of*
11 *1986 (25 U.S.C. 2416) is amended by striking subsection*
12 *(b) and inserting the following:*

13 “(b) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
14 *are authorized to be appropriated to carry out this section*
15 *such sums as are necessary for each of fiscal years 2002*
16 *through 2006.*”.

17 (c) *INDIAN EDUCATION PROGRAMS.*—*Section 4212(a)*
18 *of the Indian Alcohol and Substance Abuse Prevention and*
19 *Treatment Act of 1986 (25 U.S.C. 2432(a)) is amended—*

20 (1) *in the first sentence, by striking “The Assist-*
21 *ant Secretary of Indian Affairs” and inserting the*
22 *following:*

23 “(1) *IN GENERAL.*—*The Assistant Secretary of*
24 *Indian Affairs*”;

1 (2) *in the second sentence, by striking “The As-*
2 *stant Secretary shall” and inserting the following:*

3 “*(2) DEFRAYMENT OF COSTS.—The Assistant*
4 *Secretary shall”;* and

5 (3) *by striking the third sentence and inserting*
6 *the following:*

7 “*(3) AUTHORIZATION OF APPROPRIATIONS.—*
8 *There are authorized to be appropriated to carry out*
9 *this subsection such sums as are necessary for each of*
10 *fiscal years 2002 through 2006.”.*

11 (d) *EMERGENCY SHELTERS.—Section 4213(e) of the*
12 *Indian Alcohol and Substance Abuse Prevention and Treat-*
13 *ment Act of 1986 (25 U.S.C. 2433(e)) is amended—*

14 (1) *by striking paragraphs (1) through (3) and*
15 *inserting the following:*

16 “*(1) IN GENERAL.—There are authorized to be*
17 *appropriated to carry out planning and design, con-*
18 *struction, and renovation of, or to purchase or lease*
19 *land or facilities for, emergency shelters and halfway*
20 *houses to provide emergency care for Indian youth,*
21 *such sums as are necessary for each of fiscal years*
22 *2002 through 2006.*

23 “*(2) STAFFING AND OPERATION.—There is au-*
24 *thorized to be appropriated for staffing and operation*
25 *of emergency shelters and halfway houses described in*

1 paragraph (1) \$7,000,000 for each of fiscal years
2 2002 through 2006.

3 “(3) ALLOCATION.—

4 “(A) IN GENERAL.—The Secretary of the
5 Interior shall allocate funds made available
6 under this subsection to Indian tribes on the
7 basis of priority of need of the Indian tribes.

8 “(B) CONTRACTING AND GRANTS.—Funds
9 allocated under subparagraph (A) shall be sub-
10 ject to contracting or available for grants under
11 the Indian Self-Determination Act (25 U.S.C.
12 450f et seq.).”;

13 (2) in paragraph (4), by striking “(4) Funds”
14 and inserting the following:

15 “(4) CONDITIONS FOR USE.—Funds”; and

16 (3) in paragraph (5)—

17 (A) by striking “(5) Nothing in this Act
18 may be construed” and inserting the following:

19 “(5) EFFECT ON OTHER AUTHORITY.—Nothing
20 in this Act”;

21 (B) in subparagraph (A)—

22 (i) by striking “to limit” and inserting
23 “limits”; and

24 (ii) by striking “houses, or” and in-
25 serting “houses; or”; and

1 (C) in subparagraph (B), by striking “to
2 require” and inserting “requires”.

3 (e) *ILLEGAL NARCOTICS TRAFFIC ON THE TOHONO*
4 *O’ODHAM AND ST. REGIS RESERVATIONS; SOURCE ERADI-*
5 *CATION.*—Section 4216 of the *Indian Alcohol and Substance*
6 *Abuse Prevention and Treatment Act of 1986 (25 U.S.C.*
7 *2442)* is amended—

8 (1) in subsection (a), by striking paragraph (3)
9 and inserting the following:

10 “(3) *AUTHORIZATION OF APPROPRIATIONS.*—
11 *There are authorized to be appropriated to carry out*
12 *this subsection such sums as are necessary for each of*
13 *fiscal years 2002 through 2006.”; and*

14 (2) in subsection (b), by striking paragraph (2)
15 and inserting the following:

16 “(2) *AUTHORIZATION OF APPROPRIATIONS.*—
17 *There are authorized to be appropriated to carry out*
18 *this subsection such sums as are necessary for each of*
19 *fiscal years 2002 through 2006.”.*

20 (f) *BUREAU OF INDIAN AFFAIRS LAW ENFORCEMENT*
21 *AND JUDICIAL TRAINING.*—Section 4218 of the *Indian Alco-*
22 *hol and Substance Abuse Prevention and Treatment Act of*
23 *1986 (25 U.S.C. 2451)* is amended by striking subsection
24 (b) and inserting the following:

1 “(b) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
 2 *are authorized to be appropriated to carry out this section*
 3 *such sums as are necessary for each of fiscal years 2002*
 4 *through 2006.”.*

5 (g) *JUVENILE DETENTION CENTERS.*—*Section 4220 of*
 6 *the Indian Alcohol and Substance Abuse Prevention and*
 7 *Treatment Act of 1986 (25 U.S.C. 2453) is amended by*
 8 *striking subsection (b) and inserting the following:*

9 “(b) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
 10 *are authorized to be appropriated to carry out this section*
 11 *such sums as are necessary for each of fiscal years 2002*
 12 *through 2006.”.*

13 **SEC. 105. INDIAN CHILD PROTECTION AND FAMILY VIO-**
 14 **LENCE PREVENTION ACT.**

15 (a) *INDIAN CHILD ABUSE TREATMENT GRANT PRO-*
 16 *GRAM.*—*Section 409 of the Indian Child Protection and*
 17 *Family Violence Prevention Act (25 U.S.C. 3208) is amend-*
 18 *ed by striking subsection (e) and inserting the following:*

19 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
 20 *authorized to be appropriated to carry out this section*
 21 *\$10,000,000 for each of fiscal years 2002 through 2006.”.*

22 (b) *INDIAN CHILD RESOURCE AND FAMILY SERVICES*
 23 *CENTERS.*—*Section 410 of the Indian Child Protection and*
 24 *Family Violence Prevention Act (25 U.S.C. 3209) is amend-*
 25 *ed by striking subsection (h) and inserting the following:*

1 “(h) *AUTHORIZATION OF APPROPRIATIONS.—There is*
2 *authorized to be appropriated to carry out this section*
3 *\$3,000,000 for each of fiscal years 2002 through 2006.”.*

4 (c) *INDIAN CHILD PROTECTION AND FAMILY VIOLENCE*
5 *PREVENTION PROGRAM.—Section 411 of the Indian Child*
6 *Protection and Family Violence Prevention Act (25 U.S.C.*
7 *3210) is amended by striking subsection (i) and inserting*
8 *the following:*

9 “(i) *AUTHORIZATION OF APPROPRIATIONS.—There is*
10 *authorized to be appropriated to carry out this section*
11 *\$30,000,000 for each of fiscal years 2002 through 2006.”.*

12 **SEC. 106. NATIVE AMERICAN PROGRAMS ACT OF 1974.**

13 (a) *IN GENERAL.—Section 816 of the Native American*
14 *Programs Act of 1974 (42 U.S.C. 2992d) is amended—*

15 (1) *by striking subsections (a) through (c) and*
16 *inserting the following:*

17 “(a) *IN GENERAL.—There are authorized to be*
18 *appropriated—*

19 “(1) *to carry out section 803(d), \$8,000,000 for*
20 *each of fiscal years 2002 through 2006; and*

21 “(2) *to carry out provisions of this title other*
22 *than section 803(d) and any other provision having*
23 *an express authorization of appropriations, such sums*
24 *as are necessary for each of fiscal years 2002 through*
25 *2006.*

1 “(b) *LIMITATION.*—Not less than 90 percent of the
 2 *funds made available to carry out this title for a fiscal year*
 3 *(other than funds made available to carry out section*
 4 *803(d), 803A, 803C, 804, and any other provision of this*
 5 *title having an express authorization of appropriations)*
 6 *shall be expended to carry out section 803(a).”;*

7 (2) *by redesignating subsection (d) as subsection*
 8 *(c); and*

9 (3) *by striking subsection (e).*

10 (b) *EXPRESS AUTHORIZATION.*—Section 803A(f) of the
 11 *Native American Programs Act of 1974 (42 U.S.C. 2991b–*
 12 *1(f)) is amended—*

13 (1) *by striking “(f)(1)” and all that follows*
 14 *through the end of paragraph (1) and inserting the*
 15 *following:*

16 “(f) *AUTHORIZATION OF APPROPRIATIONS.*—

17 “(1) *IN GENERAL.*—There is authorized to be ap-
 18 *propriated to carry out this section \$1,000,000 for*
 19 *each of fiscal years 2002 through 2006, to remain*
 20 *available until expended.”; and*

21 (2) *in paragraph (2), by striking “(2) The re-*
 22 *volving loan fund” and inserting the following:*

23 “(2) *REVOLVING LOAN FUND.*—The revolving
 24 *loan fund”.*

1 **SEC. 107. NATIVE HAWAIIAN HEALTH CARE IMPROVEMENT**
2 **ACT.**

3 (a) *NATIVE HAWAIIAN HEALTH CARE SYSTEMS.*—Sec-
4 *tion 6 of the Native Hawaiian Health Care Improvement*
5 *Act (42 U.S.C. 11705) is amended by striking subsection*
6 *(h) and inserting the following:*

7 “(h) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
8 *are authorized to be appropriated such sums as are nec-*
9 *essary to carry out this section for each of fiscal years 2002*
10 *through 2006.”.*

11 (b) *NATIVE HAWAIIAN HEALTH SCHOLARSHIPS.*—Sec-
12 *tion 10 of the Native Hawaiian Health Care Improvement*
13 *Act (42 U.S.C. 11709) is amended by striking subsection*
14 *(c) and inserting the following:*

15 “(c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
16 *authorized to be appropriated such sums as are necessary*
17 *to carry out this section for each of fiscal years 2002*
18 *through 2006.”.*

19 **SEC. 108. FOUR CORNERS INTERPRETIVE CENTER ACT.**

20 *Section 7 of the Four Corners Interpretive Center Act*
21 *(Public Law 106–143; 113 Stat. 1706) is amended—*

22 (1) *in subsection (a)(2), by striking “2005” and*
23 *inserting “2007”;*

24 (2) *in subsection (b), by striking “2002” and in-*
25 *serting “2004”; and*

1 (3) *in subsection (c), by striking “2001” and in-*
 2 *serting “2003”.*

3 **TITLE II—PROVISIONS RELAT-**
 4 **ING TO PARTICULAR INDIAN**
 5 **TRIBES**

6 **SEC. 201. AUTHORIZATION OF 99-YEAR LEASES FOR CON-**
 7 **FEDERATED TRIBES OF THE UMATILLA IN-**
 8 **DIAN RESERVATION.**

9 (a) *IN GENERAL.*—*Subsection (a) of the first section*
 10 *of the Act of August 9, 1955 (25 U.S.C. 415(a)) is amended*
 11 *in the second sentence—*

12 (1) *by inserting “the reservation of the Confed-*
 13 *erated Tribes of the Umatilla Indian Reservation,”*
 14 *before “the Burns Paiute Reservation,”;*

15 (2) *by inserting “the” before “Yavapai-Prescott”;*
 16 *and*

17 (3) *by striking “Washington,” and inserting*
 18 *“Washington,”.*

19 (b) *EFFECTIVE DATE.*—*The amendments made by sub-*
 20 *section (a) apply to any lease entered into on, or renewed*
 21 *after, the date of enactment of this Act.*

22 **SEC. 202. COW CREEK LAND SELECTION.**

23 *Section 7 of the Cow Creek Band of Umpqua Tribe*
 24 *of Indians Recognition Act (25 U.S.C. 712e) is amended*
 25 *in the third sentence by inserting before the period at the*

1 *end the following: “, and shall be treated as on-reservation*
 2 *land for the purpose of processing acquisitions of real prop-*
 3 *erty into trust”.*

4 **SEC. 203. NAVAJO-HOPI RELOCATION IMPACT STUDY.**

5 *Public Law 93–531 (commonly known as the “Navajo-*
 6 *Hopi Land Settlement Act of 1974”) (25 U.S.C. 640d et*
 7 *seq.) is amended—*

8 *(1) by redesignating the second section 32 (25*
 9 *U.S.C. 640d–31) as section 33; and*

10 *(2) by adding at the end the following:*

11 **“SEC. 34. NAVAJO-HOPI RELOCATION IMPACT STUDY.**

12 *“(a) IN GENERAL.—Not later than 90 days after the*
 13 *date of enactment of this section, the Secretary shall enter*
 14 *into a contract with an independent contractor under which*
 15 *the independent contractor shall complete, not later than*
 16 *1 year after the date of enactment of this section, a study*
 17 *to determine whether—*

18 *“(1) the purposes of this Act have been achieved;*
 19 *and*

20 *“(2) recommended activities should be carried*
 21 *out to mitigate the consequences of the implementa-*
 22 *tion of this Act.*

23 *“(b) SCOPE.—The study conducted under subsection*
 24 *(a) shall include an analysis of—*

1 “(1) *the long-term effects of the relocation pro-*
2 *grams under this Act;*

3 “(2) *the ongoing needs of the populations relo-*
4 *cated under this Act;*

5 “(3) *the ongoing needs of the other communities*
6 *affected by relocations under this Act, including com-*
7 *munities affected by section 10(f);*

8 “(4) *the effects of termination of the relocation*
9 *programs under this Act, including the effects of—*

10 “(A) *closure of the Office of Navajo and*
11 *Hopi Indian Relocation; and*

12 “(B) *transfer of responsibilities of that Of-*
13 *fice to other Federal agencies and the Navajo Na-*
14 *tion in accordance with applicable provisions of*
15 *the Indian Self-Determination and Education*
16 *Assistance Act (25 U.S.C. 450 et seq.); and*

17 “(5) *other appropriate factors, as determined by*
18 *the Secretary.*

19 “(c) *REPORT.—Not later than 1 year after the date*
20 *of enactment of this section, the Secretary shall submit to*
21 *Congress, the Hopi Tribe, and the Navajo Nation a report*
22 *that describes the results of the study conducted under sub-*
23 *section (a).*

24 “(d) *FUNDING.—Of amounts made available to the Of-*
25 *fice of Navajo and Hopi Indian Relocation, not more than*

1 \$1,000,000 shall be made available to the Secretary to carry
2 out this section.”.

3 **SEC. 204. MISSISSIPPI BAND OF CHOCTAW INDIANS.**

4 Section 1(a)(2) of Public Law 106–228 (114 Stat. 462)
5 is amended by striking “report entitled” and all that follows
6 through “is hereby declared” and inserting the following:
7 “report entitled ‘Report of May 17, 2002, Clarifying and
8 Correcting Legal Descriptions or Recording Information for
9 Certain Lands placed into Trust and Reservation Status
10 for the Mississippi Band of Choctaw Indians by Section
11 1(a)(2) of Pub. L. 106–228, as amended by Title VIII, Sec-
12 tion 811 of Pub. L. 106–568’, on file in the Office of the
13 Superintendent, Choctaw Agency, Bureau of Indian Af-
14 fairs, Department of the Interior, is declared”.

15 **SEC. 205. MODIFICATION OF PUEBLO DE COCHITI SETTLE-**
16 **MENT.**

17 Section 1 of Public Law 102–358 (106 Stat. 960) is
18 amended—

19 (1) by striking “implement the settlement” and
20 inserting the following: “implement—

21 “(1) the settlement;”;

22 (2) by striking the period at the end and insert-
23 ing “; and”; and

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

1 “(2) the modifications regarding the use of the
2 settlement funds as described in the agreement known
3 as the ‘First Amendment to Operation and Maintenance
4 Agreement for Implementation of Cochiti Wet-
5 lands Solution’, executed—

6 “(A) on October 22, 2001, by the Army
7 Corps of Engineers;

8 “(B) on October 25, 2001, by the Pueblo de
9 Cochiti of New Mexico; and

10 “(C) on November 8, 2001, by the Secretary
11 of the Interior.”.

12 **SEC. 206. CHIPPEWA CREE TRIBE OF THE ROCKY BOY’S RES-**
13 **ERVATION SETTLEMENT MODIFICATION.**

14 (a) *IN GENERAL.*—Section 101(b)(3) of the Chippewa
15 Cree Tribe of The Rocky Boy’s Reservation Indian Reserved
16 Water Rights Settlement and Water Supply Enhancement
17 Act of 1999 (Public Law 106–163; 113 Stat. 1782) is
18 amended by striking “3 years” and inserting “5 years”.

19 (b) *EFFECTIVE DATE.*—The amendment made by sub-
20 section (a) shall apply to any decree described in section
21 101(b)(1) of the Chippewa Cree Tribe of The Rocky Boy’s
22 Reservation Indian Reserved Water Rights Settlement and
23 Water Supply Enhancement Act of 1999 (Public Law 106–
24 163; 113 Stat. 1782) entered into on or after December 9,
25 1999.

1 **SEC. 207. DISPOSAL OF OIL SHALE RESERVE NUMBERED 2.**

2 *Section 3405(c) of the Strom Thurmond National De-*
3 *fense Authorization Act for Fiscal Year 1999 (10 U.S.C.*
4 *7420 note; Public Law 105–261) is amended by striking*
5 *paragraph (3) and inserting the following:*

6 *“(3) With respect to the land conveyed to the Tribe*
7 *under subsection (b)—*

8 *“(A) the land shall not be subject to any Federal*
9 *restriction on alienation; and*

10 *“(B) no grant, lease, exploration or development*
11 *agreement, or other conveyance of the land (or any*
12 *interest in the land) that is authorized by the gov-*
13 *erning body of the Tribe shall be subject to approval*
14 *by the Secretary of the Interior or any other Federal*
15 *official.”.*

16 **SEC. 208. LAND OF PECHANGA BAND OF LUISENO MISSION**
17 **INDIANS.**

18 *(a) LIMITATION ON CONVEYANCE.—Land described in*
19 *subsection (b) (or any interest in that land) shall not be*
20 *transferred or otherwise made available for condemnation*
21 *until the date on which—*

22 *(1) the Secretary of the Interior renders a final*
23 *decision on the fee-to-trust application pending on the*
24 *date of enactment of this Act concerning the land; and*

25 *(2) final decisions have been rendered regarding*
26 *all appeals relating to the application decision.*

1 (1) *the balances of all expert assistance loans*
2 *made to the Pueblo of Santo Domingo under Public*
3 *Law 88–168 (77 Stat. 301), and relating to Pueblo*
4 *of Santo Domingo v. United States (Docket No. 355*
5 *of the United States Court of Federal Claims), includ-*
6 *ing all principal and interest, are canceled; and*

7 (2) *the Secretary of the Interior shall take such*
8 *action as is necessary to—*

9 (A) *document the cancellation under para-*
10 *graph (1); and*

11 (B) *release the Pueblo of Santo Domingo*
12 *from any liability associated with any loan de-*
13 *scribed in paragraph (1).*

14 **SEC. 211. TRINITY RIVER RECORD OF DECISION.**

15 (a) *IN GENERAL.—Notwithstanding any other provi-*
16 *sion of law, the record of decision by the United States Fish*
17 *and Wildlife Service entitled “Trinity River Mainstem*
18 *Fishery Restoration”, issued by the Secretary of the Interior*
19 *with the concurrence of the Hoopa Valley Tribe on Decem-*
20 *ber 19, 2000 (referred to in this section as the “record of*
21 *decision”), shall be considered to comply with all provisions*
22 *of law under which, and subject to which, the record of deci-*
23 *sion was issued.*

24 (b) *IMPLEMENTATION.—As soon as practicable after*
25 *the date of enactment of this Act, the Secretary of the Inte-*

1 rior, and any other person with respect to which the record
 2 of decision describes any right, authority, or obligation,
 3 shall implement and otherwise comply with the record of
 4 decision.

5 (c) *MODIFICATION.*—*The Secretary may modify the*
 6 *record of decision only with the concurrence of—*

7 (1) *the Hoopa Valley Tribe; and*

8 (2) *the Yurok Tribe.*

9 **TITLE III—NATIVE AMERICAN**
 10 **PROGRAMS**

11 **SEC. 301. TRADEMARKS FOR INDIAN ARTS AND CRAFTS.**

12 *Section 2(g) of the Act of August 27, 1935 (25 U.S.C.*
 13 *305a(g)), is amended—*

14 (1) *in paragraph (1), by inserting “trademarks*
 15 *for” after “products and”;*

16 (2) *in paragraph (3), by striking “and assign it*
 17 *and the goodwill associated with it to an individual*
 18 *Indian or Indian tribe without charge; and” and in-*
 19 *serting a semicolon;*

20 (3) *in paragraph (4), by striking “to pursue or*
 21 *defend in the courts any appeal or proceeding with*
 22 *respect to any final determination of that office” and*
 23 *inserting “to file with the United States Patent and*
 24 *Trademark Office, and prosecute, an application for*
 25 *any trademark or other mark described in paragraph*

1 (1) that is owned by an individual Indian, Indian
 2 tribe, or Indian arts and crafts organization, for reg-
 3 istration without charge in the United States Patent
 4 and Trademark Office”; and

5 (4) by inserting after the semicolon at the end
 6 the following: “(5)(A) to assign any trademark de-
 7 scribed in paragraph (2) that is owned by the Federal
 8 Government, and the goodwill associated with the
 9 trademark, to an individual Indian, Indian tribe, or
 10 Indian arts and crafts organization; and (B) to
 11 record any such assignment in the United States Pat-
 12 ent and Trademark Office, without charge; and (6) to
 13 pursue or defend in the appropriate courts of the
 14 United States any appeal or proceeding with respect
 15 to any final determination of the United States Pat-
 16 ent and Trademark Office;”.

17 **SEC. 302. TRIBALLY CONTROLLED POSTSECONDARY VOCA-**
 18 **TIONAL AND TECHNICAL INSTITUTIONS.**

19 Section 311(a) of the Carl D. Perkins Vocational and
 20 Technical Education Act of 1998 (20 U.S.C. 2391(a)) is
 21 amended—

22 (1) by striking “Funds made available” and in-
 23 serting the following:

24 “(1) *IN GENERAL.*—*Except as provided in para-*
 25 *graph (2), funds made available*”; and

1 (2) *by adding at the end the following:*

2 “(2) *EXEMPTION FOR TRIBALLY CONTROLLED*
3 *POSTSECONDARY VOCATIONAL AND TECHNICAL INSTI-*
4 *TUTIONS.—Paragraph (1) shall not apply to funds*
5 *made available under section 117.”.*

6 **SEC. 303. SELF-DETERMINATION PROVISIONS.**

7 (a) *APPLICATION OF LAWS TO ADMINISTRATIVE AP-*
8 *PEALS.—Section 110 of the Indian Self-Determination and*
9 *Education Assistance Act (25 U.S.C. 450m–1) is amended*
10 *by striking subsection (c) and inserting the following:*

11 “(c) *APPLICATION OF LAWS TO ADMINISTRATIVE AP-*
12 *PEALS.—*

13 “(1) *IN GENERAL.—The Equal Access to Justice*
14 *Act (5 U.S.C. 504 note; Public Law 96–481), section*
15 *504 of title 5, United States Code, and section 2412*
16 *of title 28, United States Code, shall apply to an ad-*
17 *ministrative appeal by a tribal organization that—*

18 “(A) *is pending on or filed after October 5,*
19 *1988; and*

20 “(B) *relates to a contract, a grant agree-*
21 *ment, or any other agreement or compact au-*
22 *thorized under—*

23 “(i) *this Act; or*

24 “(ii) *the Tribally Controlled Schools*
25 *Act of 1988 (25 U.S.C. 2501 et seq.).*

1 “(2) *FEE.*—

2 “(A) *IN GENERAL.*—*In the case of any*
 3 *claim for a fee described in subparagraph (B),*
 4 *the fee shall be \$125 per hour, unless an appro-*
 5 *priate Federal agency determines by regulation*
 6 *that an increase in the cost of living or a special*
 7 *factor, such as the limited availability of quali-*
 8 *fied attorneys or agents for the proceedings in-*
 9 *olved, justifies a higher fee.*

10 “(B) *DESCRIPTION OF CLAIM.*—*A claim de-*
 11 *scribed in this subparagraph is—*

12 “(i) *a claim by a person for a fee for*
 13 *services relating to an appeal described in*
 14 *paragraph (1) that are performed on or*
 15 *after March 29, 1996; or*

16 “(ii) *a claim by a person for a fee for*
 17 *services that—*

18 “(I) *is asserted on or after March*
 19 *29, 1996; but*

20 “(II) *is for a fee for services relat-*
 21 *ing to an appeal described in para-*
 22 *graph (1) performed before that date.”.*

23 (b) *INCORPORATION OF SELF-DETERMINATION PROVI-*
 24 *SIONS.*—*Section 403 of the Indian Self-Determination and*

1 *Education Assistance Act (25 U.S.C. 458cc) is amended by*
2 *striking subsection (l) and inserting the following:*

3 “(l) *INCORPORATION OF SELF-DETERMINATION PROVI-*
4 *SIONS.—*

5 “(1) *IN GENERAL.—At the option of any partici-*
6 *parting Indian tribe, any or all of the provisions of*
7 *title I or V shall be incorporated in a compact or*
8 *funding agreement entered into under this title.*

9 “(2) *FORCE AND EFFECT.—A provision incor-*
10 *porated under paragraph (1) shall—*

11 “(A) *have the same force and effect as if in-*
12 *cluded in this title; and*

13 “(B) *be deemed to—*

14 “(i) *supplement or supplant any re-*
15 *lated provision in this title, as appropriate;*
16 *and*

17 “(ii) *apply to any agency subject to*
18 *this title.*

19 “(3) *TIMING.—In any case in which an Indian*
20 *tribe requests incorporation of a provision under*
21 *paragraph (1) during the negotiation stage of a com-*
22 *compact or funding agreement described in that para-*
23 *graph, the incorporation shall—*

24 “(A) *be considered to be effective imme-*
25 *diately; and*

1 “(B) control the negotiation and any result-
2 ing compact or funding agreement.”.

3 **SEC. 304. INDIAN LAND CONSOLIDATION.**

4 (a) *TECHNICAL CORRECTION.*—Section 206(c)(2)(B) of
5 the Indian Land Consolidation Act (25 U.S.C.
6 2205(c)(2)(B)) is amended by striking “207(a)(6)(B) of this
7 Act” and inserting “207(a)(6)”.

8 (b) *EFFECTIVE DATE.*—Section 207(g) of the Indian
9 Land Consolidation Act (25 U.S.C. 2206(g)) is amended
10 by striking paragraph (5) and inserting the following:

11 “(5) *EFFECTIVE DATE.*—

12 “(A) *IN GENERAL.*—Except as provided in
13 subparagraph (B), this section shall not apply to
14 the estate of an individual who dies before the
15 date that is 1 year after the date on which the
16 Secretary makes the certification required under
17 paragraph (4).

18 “(B) *APPROVAL.*—Subsection (e) takes effect
19 on November 7, 2000.”.

20 (c) *TRUST AND RESTRICTED LAND TRANSACTIONS.*—
21 Section 217(c) of the Indian Land Consolidation Act (25
22 U.S.C. 2216(c)) is amended—

23 (1) by striking the subsection heading and all
24 that follows through the end of the first sentence and
25 inserting the following:

1 “(c) *ACQUISITION OF INTEREST BY SECRETARY.*—

2 “(1) *REQUEST.*—

3 “(A) *IN GENERAL.*—*An Indian, or the rec-*
4 *ognized tribal government of a reservation, that*
5 *is in possession of any portion of the fee interest*
6 *in a parcel of land described in subparagraph*
7 *(B) may request that the interest be taken into*
8 *trust by the Secretary.*

9 “(B) *LAND.*—*A parcel of land described in*
10 *this subparagraph is any parcel of land—*

11 “(i) *that is located within a reserva-*
12 *tion; and*

13 “(ii) *at least a portion of the owner-*
14 *ship interest in which is held by the Sec-*
15 *retary, in trust or restricted status, on No-*
16 *vember 7, 2000.”; and*

17 (2) *in the second sentence, by striking “Upon”*
18 *and inserting the following:*

19 “(2) *INTEREST.*—*Upon”.*

Calendar No. 556

107TH CONGRESS
2^D SESSION

S. 2711

[Report No. 107-247]

A BILL

To reauthorize and improve programs relating to
Native Americans.

AUGUST 28, 2002

Reported with an amendment