

109TH CONGRESS
1ST SESSION

S. 412

To reauthorize the Native American Programs Act of 1974.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 16, 2005

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

A BILL

To reauthorize the Native American Programs Act of 1974.

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. NATIVE AMERICAN PROGRAMS ACT OF 1974.**

4 (a) INTRA-DEPARTMENTAL COUNCIL ON NATIVE
5 AMERICAN AFFAIRS.—Section 803B(d)(1) of the Native
6 American Programs Act of 1974 (42 U.S.C. 2991b–
7 2(d)(1)) is amended by striking “There” and all that fol-
8 lows and inserting the following: “There is established in
9 the Office of the Secretary the Intra-Departmental Coun-
10 cil on Native American Affairs. The Commissioner and the
11 Director of the Indian Health Service shall serve as co-
12 chairpersons of the Council. The co-chairpersons shall ad-

1 vise the Secretary on all matters affecting Native Ameri-
 2 cans that involve the Department.”.

3 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
 4 816 of the Native American Programs Act of 1974 (42
 5 U.S.C. 2992d) is amended—

6 (1) by striking subsections (a) through (c) and
 7 inserting the following:

8 “(a) IN GENERAL.—There are authorized to be ap-
 9 propriated—

10 “(1) to carry out section 803(d), \$8,000,000
 11 for each of fiscal years 2006 through 2010; and

12 “(2) to carry out provisions of this title other
 13 than section 803(d) and any other provision having
 14 an express authorization of appropriations, such
 15 sums as are necessary for each of fiscal years 2006
 16 through 2010.

17 “(b) LIMITATION.—Not less than 90 percent of the
 18 funds made available to carry out this title for a fiscal
 19 year (other than funds made available to carry out sec-
 20 tions 803(d), 803A, 803C, and 804, and any other provi-
 21 sion of this title having an express authorization of appro-
 22 priations) shall be expended to carry out section 803(a).”;

23 (2) by redesignating subsection (d) as sub-
 24 section (c); and

25 (3) by striking subsection (e).

1 (c) REPORTS.—Section 811A of the Native American
2 Programs Act of 1974 (42 U.S.C. 2992–1) is amended—

3 (1) by striking the section heading and all that
4 follows through “each year,” and inserting the fol-
5 lowing:

6 **“SEC. 811A. REPORTS.**

7 “Every 5 years, the Secretary shall”; and

8 (2) by striking “an annual report” and insert-
9 ing “a report”.

10 **SEC. 2. RESEARCH AND EDUCATIONAL ACTIVITIES.**

11 Section 7205(a)(3) of the Native Hawaiian Edu-
12 cation Act (20 U.S.C. 7515(a)(3)) is amended—

13 (1) by redesignating subparagraphs (K) and
14 (L) as subparagraphs (L) and (M), respectively; and

15 (2) by inserting after subparagraph (J) the fol-
16 lowing:

17 “(K) research and educational activities re-
18 lating to Native Hawaiian law;”.

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