

funding agreement awarded pursuant to title I or IV of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.).”.

SEC. 14. ADMINISTRATION OF FUNDS.

Section 14 of the Indian Employment, Training and Related Services Act of 1992 (25 U.S.C. 3413) is amended—

(1) by redesignating subsection (b) as subsection (d);

(2) by striking the section designation and heading and all that follows through subsection (a) and inserting the following:

“SEC. 14. ADMINISTRATION OF FUNDS.

“(a) REQUIREMENTS.—

“(1) IN GENERAL.—

“(A) CONSOLIDATION AND REALLOCATION OF FUNDS.—Notwithstanding any other provision of law, all amounts transferred to a tribe pursuant to an approved plan may be consolidated, reallocated, and rebudgeted as specified in the approved plan to best meet the employment, training, and related needs of the local community served by the Indian tribe.

“(B) AUTHORIZED USE OF FUNDS.—The amounts used to carry out a plan approved under this Act shall be administered in such manner as the Secretary determines to be appropriate to ensure the amounts are spent on activities authorized under the approved plan.

“(C) EFFECT.—Nothing in this section interferes with the ability of the Secretary or the lead agency to use accounting procedures that conform to generally accepted accounting principles, auditing procedures, and safeguarding of funds that conform to chapter 75 of title 31, United States Code (commonly known as the ‘Single Audit Act of 1984’).

“(2) SEPARATE RECORDS AND AUDITS NOT REQUIRED.—Notwithstanding any other provision of law (including regulations and circulars of any agency (including Office of Management and Budget Circular A-133)), an Indian tribe that has in place an approved plan under this Act shall not be required—

“(A) to maintain separate records that trace any service or activity conducted under the approved plan to the program for which the funds were initially authorized or transferred;

“(B) to allocate expenditures among such a program; or

“(C) to audit expenditures by the original source of the program.

“(b) CARRYOVER.—

“(1) IN GENERAL.—Any funds transferred to an Indian tribe under this Act that are not obligated or expended prior to the beginning of the fiscal year after the fiscal year for which the funds were appropriated shall remain available for obligation or expenditure without fiscal year limitation, subject to the condition that the funds shall be obligated or expended in accordance with the approved plan of the Indian tribe.

“(2) NO ADDITIONAL DOCUMENTATION.—The Indian tribe shall not be required to provide any additional justification or documentation of the purposes of the approved plan as a condition of receiving or expending the funds.

“(c) INDIRECT COSTS.—Notwithstanding any other provision of law, an Indian tribe shall be entitled to recover 100 percent of any indirect costs incurred by the Indian tribe as a result of the transfer of funds to the Indian tribe under this Act.”; and

(3) in subsection (d) (as redesignated by paragraph (1))—

(A) by striking “All administrative” and inserting the following:

“(1) IN GENERAL.—All administrative”; and

(B) by striking “regulations”)” and all that follows through the end of the subsection and inserting the following: “regulations).”

“(2) TREATMENT.—The amount equal to the difference between the amount of the commingled funds and the actual administrative cost of the programs, as described in paragraph (1), shall be considered to be properly spent for Federal audit purposes if the amount is used to achieve the purposes of this Act.

“(e) MATCHING FUNDS.—Notwithstanding any other provision of law, any funds transferred to an Indian tribe under this Act shall be treated as non-Federal funds for purposes of meeting matching requirements under any other Federal law.

“(f) CLAIMS.—The following provisions of law shall apply to plans approved under this Act:

“(1) Section 314 of the Department of the Interior and Related Agencies Appropriations Act, 1991 (Public Law 101-512; 104 Stat. 1959).

“(2) Chapter 171 of title 28 (commonly known as the ‘Federal Tort Claims Act’).

“(g) INTEREST OR OTHER INCOME.—

“(1) IN GENERAL.—An Indian tribe shall be entitled to retain interest earned on any funds transferred to the tribe under an approved plan and such interest shall not diminish the amount of funds the Indian tribe is authorized to receive under the plan in the year the interest is earned or in any subsequent fiscal year.

“(2) PRUDENT INVESTMENT.—Funds transferred under a plan shall be managed in accordance with the prudent investment standard.”.

SEC. 15. LABOR MARKET INFORMATION ON INDIAN WORK FORCE.

Section 17(a) of the Indian Employment, Training and Related Services Act of 1992 (25 U.S.C. 3416(a)) is amended in the first sentence—

(1) by striking “The Secretary” and all that follows through “manner,” and inserting “The Secretary of Labor, in consultation with the Secretary, Indian tribes, and the Director of the Bureau of the Census, shall”; and

(2) by striking “, by gender,”.

SEC. 16. REPEALS; CONFORMING AMENDMENTS.

(a) REPEALS.—Sections 15 and 16 of the Indian Employment, Training and Related Services Act of 1992 (25 U.S.C. 3414, 3415) are repealed.

(b) CONFORMING AMENDMENTS.—Sections 17 and 18 of the Indian Employment, Training and Related Services Act of 1992 (25 U.S.C. 3416, 3417) (as amended by this Act) are redesignated as sections 15 and 16, respectively.

SEC. 17. EFFECT OF ACT.

Nothing in this Act or any amendment made by this Act—

(1) affects any plan approved under the Indian Employment, Training and Related Services Act of 1992 (25 U.S.C. 3401 et seq.) (as so redesignated) before the date of enactment of this Act;

(2) requires any Indian tribe or tribal organization to resubmit a plan described in paragraph (1); or

(3) modifies the effective period of any plan described in paragraph (1).

Ms. MURKOWSKI. Mr. President, I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

AMENDING THE GRAND RONDE RESERVATION ACT TO MAKE TECHNICAL CORRECTIONS

Ms. MURKOWSKI. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 403, S. 818.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 818) to amend the Grand Ronde Reservation Act to make technical corrections, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Indian Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

SECTION 1. ADDITIONAL LAND FOR GRAND RONDE RESERVATION.

Section 1 of Public Law 100-425 (commonly known as the “Grand Ronde Reservation Act”) (25 U.S.C. 713f note; 102 Stat. 1594; 104 Stat. 207; 108 Stat. 708; 108 Stat. 4566; 112 Stat. 1896), is amended—

(1) in subsection (a)—

(A) in the first sentence—

(i) by striking “Subject to valid existing rights, including (but not limited to) all” and inserting the following:

“(1) IN GENERAL.—Subject to valid existing rights, including all”; and

(ii) by inserting “(referred to in this Act as the ‘Tribes’)” before the period at the end;

(B) in the second sentence, by striking “Such land” and inserting the following:

“(2) TREATMENT.—The land referred to in paragraph (1)”; and

(C) by adding at the end the following:

“(3) ADDITIONAL TRUST ACQUISITIONS.—

“(A) IN GENERAL.—The Secretary may accept title in and to any additional real property located within the boundaries of the original 1857 reservation of the Tribes (as established by the Executive order dated June 30, 1857, and comprised of land within the political boundaries of Polk and Yamhill Counties, Oregon), if that real property is conveyed or otherwise transferred to the United States by, or on behalf of, the Tribes.

“(B) TREATMENT OF TRUST LAND.—

“(i) IN GENERAL.—An application to take land into trust within the boundaries of the original 1857 reservation of the Tribes shall be treated by the Secretary as an on-reservation trust acquisition.

“(ii) GAMING.—

“(I) IN GENERAL.—Except as provided in subclause (II), real property taken into trust pursuant to this paragraph shall not be eligible, or used, for any class II gaming or class III gaming (as those terms are defined in section 4 of the Indian Gaming Regulatory Act (25 U.S.C. 2703)).

“(II) EXCEPTION.—Subclause (I) shall not apply to any real property located within 2 miles of the gaming facility in existence on the date of enactment of this paragraph located on State Highway 18 in the Grand Ronde community, Oregon.

“(C) RESERVATION.—All real property taken into trust within the boundaries described in subparagraph (A) at any time after September 9, 1988, shall be considered to be a part of the reservation of the Tribes.”; and

(2) in subsection (c)—

(A) in the matter preceding the table, by striking “in subsection (a) are approximately 10,311.60” and inserting “in subsection (a)(1) are the approximately 11,349.92”; and

(B) by striking the table and inserting the following:

"South	West	Section	Subdivision	Acres
4	8	36	SE ¹ / ₄ SE ¹ / ₄	40
4	7	31	Lots 1,2, NE ¹ / ₄ , E ¹ / ₂ NW ¹ / ₄	320.89
5	7	6	All	634.02
5	7	7	All	638.99
5	7	18	Lots 1 & 2, NE ¹ / ₄ , E ¹ / ₂ NW ¹ / ₄	320.07
5	8	1	SE ¹ / ₄	160
5	8	3	All	635.60
5	8	7	All	661.75
5	8	8	All	640
5	8	9	All	640
5	8	10	All	640
5	8	11	All	640
5	8	12	All	640
5	8	13	All	640
5	8	14	All	640
5	8	15	All	640
5	8	16	All	640
5	8	17	All	640
6	8	1	SW ¹ / ₄ SW ¹ / ₄ , W ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄	53.78
6	8	1	S ¹ / ₂ E ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄	10.03
6	7	7, 8, 17, 18	Former tax lot 800, located within the SE ¹ / ₄ SE ¹ / ₄ of sec. 7; SW ¹ / ₄ SW ¹ / ₄ of sec. 8; NW ¹ / ₄ of sec. 17; and NE ¹ / ₄ NE ¹ / ₄ of sec. 18	5.55
4	7	30	Lots 3,4, SW ¹ / ₄ NE ¹ / ₄ , SE ¹ / ₄ NW ¹ / ₄ , E ¹ / ₂ SW ¹ / ₄	241.06
6	8	1	N ¹ / ₂ SW ¹ / ₄	29.59
6	8	12	W ¹ / ₂ SW ¹ / ₄ NE ¹ / ₄ , SE ¹ / ₄ SW ¹ / ₄ NE ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ SE ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ SW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	21.70
6	8	13	W ¹ / ₂ E ¹ / ₂ NW ¹ / ₄ NW ¹ / ₄	5.31
6	7	7	E ¹ / ₂ E ¹ / ₂	57.60
6	7	8	SW ¹ / ₄ SW ¹ / ₄ NW ¹ / ₄ , W ¹ / ₂ SW ¹ / ₄	22.46
6	7	17	NW ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ SW ¹ / ₄ NW ¹ / ₄	10.84
6	7	18	E ¹ / ₂ NE ¹ / ₄	43.42
6	8	1	W ¹ / ₂ SE ¹ / ₄ SE ¹ / ₄	20.6
6	8	1	N ¹ / ₂ SW ¹ / ₄ SE ¹ / ₄	19.99
6	8	1	SE ¹ / ₄ NE ¹ / ₄	9.99
6	8	1	NE ¹ / ₄ SW ¹ / ₄	10.46
6	8	1	NE ¹ / ₄ SW ¹ / ₄ , NW ¹ / ₄ SW ¹ / ₄	12.99
6	7	6	SW ¹ / ₄ NW ¹ / ₄	37.39
6	7	5	SE ¹ / ₄ SW ¹ / ₄	24.87
6	7	5, 8	SW ¹ / ₄ SE ¹ / ₄ of sec. 5; and NE ¹ / ₄ NE ¹ / ₄ , NW ¹ / ₄ NE ¹ / ₄ , NE ¹ / ₄ NW ¹ / ₄ of sec. 8	109.9
6	8	1	NW ¹ / ₄ SE ¹ / ₄	31.32
6	8	1	NE ¹ / ₄ SW ¹ / ₄	8.89
6	8	1	SW ¹ / ₄ NE ¹ / ₄ , NW ¹ / ₄ NE ¹ / ₄	78.4
6	7	8, 17	SW ¹ / ₄ SW ¹ / ₄ of sec. 8; and NE ¹ / ₄ NW ¹ / ₄ , NW ¹ / ₄ NW ¹ / ₄ of sec. 17	14.33
6	7	17	NW ¹ / ₄ NW ¹ / ₄	6.68
6	8	12	SW ¹ / ₄ NE ¹ / ₄	8.19
6	8	1	SE ¹ / ₄ SW ¹ / ₄	2.0
6	8	1	SW ¹ / ₄ SW ¹ / ₄	5.05
6	8	12	SE ¹ / ₄ , SW ¹ / ₄	54.64
6	7	17, 18	SW ¹ / ₄ , NW ¹ / ₄ of sec. 17; and SE ¹ / ₄ , NE ¹ / ₄ of sec. 18	136.83
6	8	1	SW ¹ / ₄ SE ¹ / ₄	20.08
6	7	5	NE ¹ / ₄ SE ¹ / ₄ , SE ¹ / ₄ SE ¹ / ₄ , E ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄	97.38
4	7	31	SE ¹ / ₄	159.60
6	7	17	NW ¹ / ₄ NW ¹ / ₄	3.14
6	8	12	NW ¹ / ₄ SE ¹ / ₄	1.10
6	7	8	SW ¹ / ₄ SW ¹ / ₄	0.92
6	8	12	NE ¹ / ₄ NW ¹ / ₄	1.99
6	7, 8	7, 12	NW ¹ / ₄ NW ¹ / ₄ of sec. 7; and S ¹ / ₂ NE ¹ / ₄ E ¹ / ₂ NE ¹ / ₄ NE ¹ / ₄ of sec. 12	86.48
6	8	12	NE ¹ / ₄ NW ¹ / ₄	1.56
6	7, 8	6, 1	W ¹ / ₂ SW ¹ / ₄ SW ¹ / ₄ of sec. 6; and E ¹ / ₂ SE ¹ / ₄ SE ¹ / ₄ of sec. 1	35.82
6	7	5	E ¹ / ₂ NW ¹ / ₄ SE ¹ / ₄	19.88
6	8	12	NW ¹ / ₄ NE ¹ / ₄	0.29
6	8	1	SE ¹ / ₄ SW ¹ / ₄	2.5
6	7	8	NE ¹ / ₄ NW ¹ / ₄	7.16
6	8	1	SE ¹ / ₄ SW ¹ / ₄	5.5
6	8	1	SE ¹ / ₄ NW ¹ / ₄	1.34
Total				11,349.92."

Ms. MURKOWSKI. Mr. President, I ask unanimous consent that the committee-reported substitute be agreed to; the bill, as amended, be read a third time and passed; and the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The bill (S. 818), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

PROVIDING FOR THE ADDITION OF CERTAIN REAL PROPERTY TO THE RESERVATION OF THE SILETZ TRIBE IN THE STATE OF OREGON

Ms. MURKOWSKI. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 380, S. 817.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 817) to provide for the addition of certain real property to the reservation of the Siletz Tribe in the State of Oregon.

There being no objection, the Senate proceeded to consider the bill.

Ms. MURKOWSKI. Mr. President, I ask unanimous consent that the bill be read a third time and passed and the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 817) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 817

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,