

Public Law 109-410
109th Congress

An Act

Dec. 18, 2006
[S. 1219]

To authorize certain tribes in the State of Montana to enter into a lease or other temporary conveyance of water rights to meet the water needs of the Dry Prairie Rural Water Association, Inc.

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

SECTION 1. TEMPORARY CONVEYANCE OF WATER RIGHTS TO DRY PRAIRIE RURAL WATER ASSOCIATION, INC.

(a) IN GENERAL.—The Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation, Montana (referred to in this section as the “Tribes”) may, with the approval of the Secretary, enter into a lease or other temporary conveyance of water rights recognized under the Fort Peck-Montana Compact (Montana Code Annotated 85-20-201) with the Dry Prairie Rural Water Association, Incorporated (or any successor non-Federal entity) for the purpose of meeting the water needs of that association, in accordance with section 5 of the Fort Peck Reservation Rural Water System Act of 2000 (Public Law 106-382; 114 Stat. 1454).

(b) CONDITIONS OF LEASE.—With respect to a lease or other temporary conveyance described in subsection (a)—

(1) the term of the lease or conveyance shall not exceed 100 years; and

(2)(A) the lease or conveyance may be approved by the Secretary without monetary compensation to the Tribes; and

(B) the Secretary shall not be subject to liability for any claim relating to any compensation or consideration received by the Tribes under the lease or conveyance.

(C) NO PERMANENT ALIENATION OF WATER.—Nothing in this section authorizes a permanent alienation of any water by the Tribes.

Approved December 18, 2006.

LEGISLATIVE HISTORY—S. 1219 (H.R. 2978):

HOUSE REPORTS: No. 109-419 accompanying H.R. 2978 (Comm. on Resources).
SENATE REPORTS: No. 109-213 (Comm. on Indian Affairs).

CONGRESSIONAL RECORD, Vol. 152 (2006):

Feb. 1, considered and passed Senate.

Dec. 5, considered and passed House.

