

118TH CONGRESS
2D SESSION

S. 5636

To ensure progress toward the fulfillment by the Federal Government of its trust and treaty obligations to Native Americans and Tribal governments, to ensure funding for programs for Native Americans and Tribal governments, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 19 (legislative day, DECEMBER 16), 2024

Ms. WARREN introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

A BILL

To ensure progress toward the fulfillment by the Federal Government of its trust and treaty obligations to Native Americans and Tribal governments, to ensure funding for programs for Native Americans and Tribal governments, and for other purposes.

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 “Honoring Promises to Native Nations Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Purposes.
- Sec. 3. Findings.
- Sec. 4. Sense of Congress.
- Sec. 5. Definitions.
- Sec. 6. Advance appropriations.
- Sec. 7. Sequestration exemption.
- Sec. 8. Office of Management and Budget Office of Native Nations.
- Sec. 9. GAO audit of crosscutting information.
- Sec. 10. White House Council for Native Nations.
- Sec. 11. Deputy Secretary for Native Nations in the Department of the Interior.
- Sec. 12. Tribal consultation by Federal agencies.
- Sec. 13. Interagency working group on data collection.

TITLE I—CRIMINAL JUSTICE AND PUBLIC SAFETY

- Sec. 101. Findings.
- Sec. 102. Sense of Congress.
- Sec. 103. Full Tribal criminal jurisdiction.
- Sec. 104. Bureau of Prisons tribal prisoner program.
- Sec. 105. Tribal justice systems.
- Sec. 106. Grants to Indian tribes under public safety and community policing grant program.
- Sec. 107. Bureau of Indian Affairs law enforcement and detention.
- Sec. 108. Written consent of an Indian tribe prior to an execution of a tribal member by the United States.
- Sec. 109. Indian victims of crime.
- Sec. 110. Victim advocates for Native Americans.
- Sec. 111. Special Tribal criminal jurisdiction.
- Sec. 112. National Indian Country Clearinghouse on Sexual Assault.
- Sec. 113. Tribal access program.
- Sec. 114. Tiwahe Initiative.
- Sec. 115. Reviews on Native Hawaiian interactions with law enforcement.

TITLE II—HEALTH CARE

- Sec. 201. Findings.
- Sec. 202. Sense of Congress.
- Sec. 203. Mandatory funding for Indian Health Service.
- Sec. 204. Sanitation facilities construction program.
- Sec. 205. Special diabetes programs for Indians.
- Sec. 206. Special diabetes program for Native Hawaiians.
- Sec. 207. Permanent extension of full Federal medical assistance percentage to urban Indian organizations.
- Sec. 208. Qualified Indian provider services.
- Sec. 209. Remove limitation on payment for services furnished by Indian Health Care Providers outside a clinic facility.
- Sec. 210. Native Hawaiian health care.
- Sec. 211. Funding for Tribal epidemiology centers.
- Sec. 212. State option to provide medical assistance for residential addiction treatment facility services.
- Sec. 213. Conferring with urban Indian organizations.
- Sec. 214. Medicaid work requirement exemption.
- Sec. 215. Medicaid program policies for members of Indian Tribes.
- Sec. 216. Elevation of IHS Director to Assistant Secretary for Indian Health.

Sec. 217. Inclusion of urban Indian organizations in the National Community Health Aide Program.

TITLE III—EDUCATION

- Sec. 301. Findings.
- Sec. 302. Sense of Congress.
- Sec. 303. Mandatory funding for Tribal Colleges and Universities.
- Sec. 304. Expanding instruction and outreach by Tribal Colleges and Universities and other amendments.
- Sec. 305. Endowment funds of Tribal Colleges and Universities.
- Sec. 306. Full funding for operation of Bureau-funded schools.
- Sec. 307. Bureau of Indian Education school construction, modernization, and repair.
- Sec. 308. Tribal College and University construction, modernization, and repair.
- Sec. 309. Support for Native students and educators in Native-serving schools.
- Sec. 310. Johnson-O'Malley funding.
- Sec. 311. Native languages.
- Sec. 312. Culturally inclusive education.
- Sec. 313. Alaska Native education programs.
- Sec. 314. Every Student Succeeds Act implementation.
- Sec. 315. Funding for local Tribal educational agencies and Tribal education offices.
- Sec. 316. Graduate opportunities at Tribal Colleges and Universities.

TITLE IV—HOUSING

- Sec. 401. Findings.
- Sec. 402. Sense of Congress.
- Sec. 403. Indian housing block grant program.
- Sec. 404. Native Hawaiian housing block grant program.
- Sec. 405. Set-aside of USDA rural housing funding for Indian Tribes.
- Sec. 406. Restoring authority of Indian tribes and tribally designated housing entities in certain housing programs.
- Sec. 407. Indian community development block grants.
- Sec. 408. Loan guarantees for Indian housing.
- Sec. 409. Loan guarantees for Native Hawaiian housing.
- Sec. 410. Direct housing loans for Native American veterans program.
- Sec. 411. Tribal HUD–VASH program.
- Sec. 412. Housing improvement program, Bureau of Indian Affairs.
- Sec. 413. Tribal uninhabitable housing improvement program.
- Sec. 414. Coordinated Environmental Review Process Workgroup.

TITLE V—ECONOMIC DEVELOPMENT

- Sec. 501. Findings.
- Sec. 502. Sense of Congress.

Subtitle A—Economic Development, Infrastructure, and Investments

- Sec. 511. Tribal transportation program.
- Sec. 512. Tribal high priority projects program.
- Sec. 513. Bureau of Indian Affairs road maintenance program.
- Sec. 514. Tribal transit program.
- Sec. 515. Tribal transportation technical assistance program.
- Sec. 516. Rural development tribal technical assistance program.

- Sec. 517. Native American community development financial institutions assistance program.
- Sec. 518. Tribal revolving funds.
- Sec. 519. Tribal water pollution control.
- Sec. 520. Rural utilities service water and waste disposal program.
- Sec. 521. Funding for Claims Resolution Act of 2010.

Subtitle B—Spectrum Sovereignty and Broadband Deployment on Tribal
Lands

- Sec. 531. Tribal Broadband Fund.
- Sec. 532. Office of Native Affairs and Policy, Federal Communications Commission.
- Sec. 533. Immediate deployment of broadband service on Tribal lands.
- Sec. 534. FCC Tribal Spectrum Market.
- Sec. 535. E-rate.
- Sec. 536. ReConnect Program.
- Sec. 537. USDA Office of Tribal Relations.
- Sec. 538. Annual reporting requirements.
- Sec. 539. Definitions.

1 SEC. 2. PURPOSES.

2 The purposes of this Act are—

3 (1) to acknowledge the chronic failure of the
4 Federal Government—

5 (A) to fulfill its trust responsibilities to
6 American Indians, Alaska Natives, and Indian
7 Tribes; and

8 (B) to respect its special political and legal
9 relationship with Native Hawaiians;

10 (2) to acknowledge the treaty obligations of the
11 Federal Government to American Indians, Alaska
12 Natives, and Indian Tribes, which have never been
13 fulfilled;

14 (3) to ensure progress toward the fulfillment of
15 trust and treaty obligations of the Federal Govern-
16 ment;

1 (4) to ensure progress toward adequate funding
2 for programs for American Indians, Alaska Natives,
3 Native Hawaiians, and Indian Tribes;

4 (5) to reaffirm and uphold Tribal sovereignty
5 and self-governance; and

6 (6) to acknowledge the broken promises of the
7 Federal Government to Indian Tribes and Native
8 Hawaiians, as embodied by—

9 (A) the failure to uphold treaty obligations;

10 (B) the failure to fund programs that
11 should have been fully funded in exchange for
12 the loss of life and indigenous homelands;

13 (C) the ceded land and stolen natural re-
14 sources from Tribal lands; and

15 (D) the acts taken to extinguish Native
16 American culture and the traditions of Amer-
17 ican Indians, Alaska Natives, and Native Ha-
18 waiians.

19 **SEC. 3. FINDINGS.**

20 Congress finds that—

21 (1) in December 2018, the United States Com-
22 mission on Civil Rights issued a report entitled
23 “Broken Promises: Continuing Federal Funding
24 Shortfall for Native Americans”, which made a num-

1 ber of important findings, which are related to the
2 findings described in paragraphs (2) through (8);

3 (2) the unique government-to-government rela-
4 tionship between the Federal Government and In-
5 dian Tribes, and the trust responsibility and obliga-
6 tions of the Federal Government to American Indi-
7 ans, Alaska Natives, and Indian Tribes, are—

8 (A) enumerated in the United States Con-
9 stitution, Acts of Congress, Executive orders,
10 Supreme Court precedent, and Federal policies
11 and regulations; and

12 (B) as applicable, established in Indian
13 treaties signed by the United States;

14 (3) Congress has also passed more than 150
15 laws that promote the welfare of Native Hawaiians
16 and affirm a special political and legal relationship
17 with Native Hawaiians arising out of their status as
18 Indigenous, Native people;

19 (4) Federal programs designed to support the
20 social and economic well-being of American Indians,
21 Alaska Natives, Native Hawaiians, and Indian
22 Tribes remain chronically underfunded and some-
23 times inefficiently structured, which—

24 (A) leaves many basic obligations of the
25 Federal Government in rural and urban areas

1 with large populations of Native Americans
2 unmet; and

3 (B) contributes to the inequities observed
4 in Native American communities;

5 (5) woefully inadequate Federal funding for
6 Native American programs often comes with restric-
7 tions that hamper access to funds, including indirect
8 allocations of Federal funding to State governments
9 to be provided to Tribal governments and Native
10 American communities at the State's discretion,
11 which further diminishes the direct government-to-
12 government relationship between the Federal Gov-
13 ernment and Indian Tribes and other funding mech-
14 anisms for Native American communities;

15 (6) Congress often provides funding for Native
16 American programs in a manner that makes effi-
17 cient long-term planning and budgeting impossible
18 or exceedingly difficult for Tribal governments, Trib-
19 al organizations, urban Indian organizations, and
20 Native American communities;

21 (7) the Federal Government continues to fail to
22 keep accurate, consistent, and comprehensive records
23 of Federal spending for Native American programs,
24 either for a given fiscal year or for longer time peri-
25 ods, making monitoring of Federal spending to meet

1 the trust responsibility and obligations of the Fed-
2 eral Government difficult; and

3 (8)(A) the Federal Government continues to in-
4 sufficiently track Native American populations and
5 use outdated or incomplete data points, contributing
6 to the lack of adequate funding provided for nec-
7 essary resources;

8 (B) there is a critical need for more accurate
9 and current data collection for American Indians,
10 Alaska Natives, and Native Hawaiians, including
11 disaggregated data on those populations; and

12 (C) inaccurate and undercounted data can neg-
13 atively impact Federal funds and services received
14 by American Indian, Alaska Native, and Native Ha-
15 waiian communities.

16 **SEC. 4. SENSE OF CONGRESS.**

17 It is the sense of Congress that—

18 (1) Indian Tribes are distinct sovereigns that
19 have a government-to-government relationship with
20 the Federal Government;

21 (2)(A) the Federal Government has trust and
22 treaty obligations to Indian Tribes that are estab-
23 lished in treaties signed by the United States and
24 enumerated in the Constitution of the United States,

1 Acts of Congress, Executive orders, Supreme Court
2 precedent, and Federal policies and regulations; and

3 (B) those treaties, like all treaties made under
4 the authority of the United States, are the supreme
5 law of the land, as recognized in article VI of the
6 Constitution of the United States;

7 (3)(A) the Federal Government has historically
8 failed to carry out its promises and trust and treaty
9 obligations to American Indians, Alaska Natives, In-
10 dian Tribes, and, as applicable, Native Hawaiians;
11 and

12 (B) those failures—

13 (i) are ongoing, as the Federal Government
14 continually fails to adequately support the so-
15 cial and economic well-being of American Indi-
16 ans, Alaska Natives, Native Hawaiians, and In-
17 dian Tribes; and

18 (ii) have created a civil rights crisis;

19 (4) the historical failures of the Federal Gov-
20 ernment described in paragraph (3) include—

21 (A) federally mandated depopulation of
22 Native Americans, including—

23 (i) numerous massacres carried out by
24 the United States; and

1 (ii) the forced relocation efforts and
2 genocide practices carried out by the
3 United States;

4 (B) successive oppressive government poli-
5 cies, such as the allotment and assimilation,
6 termination, and relocation eras;

7 (C) suppression, assimilation, and cultural
8 annihilation practices carried out against the
9 United States Indigenous peoples; and

10 (D) an ongoing failure to acknowledge that
11 the lands that make up the United States are
12 indigenous lands;

13 (5) the Federal Government must do far more
14 to live up to its trust and treaty obligations to
15 American Indians and Alaska Natives and Indian
16 Tribes, for just as the United States expects all na-
17 tions to live up to their own treaty obligations, the
18 United States should live up to its own promises;

19 (6) the Federal Government can empower
20 American Indians, Alaska Natives, and Native Ha-
21 waiians to realize enormous potential by honoring its
22 promises and obligations through the enactment of
23 legislation; and

24 (7) American Indians, Alaska Natives, and Na-
25 tive Hawaiians have long demonstrated remarkable

1 strength, resilience, and revitalization despite the
2 broken promises of the Federal Government and
3 failure to acknowledge their contributions to the
4 United States.

5 **SEC. 5. DEFINITIONS.**

6 In this Act:

7 (1) HAWAIIAN HOME LANDS.—The term “Ha-
8 waiian home lands” means land held in trust for
9 Native Hawaiians by the State of Hawaii pursuant
10 to the Hawaiian Homes Commission Act, 1920 (42
11 Stat. 108, chapter 42).

12 (2) INDIAN COUNTRY.—The term “Indian coun-
13 try” has the meaning given the term in section 1151
14 of title 18, United States Code.

15 (3) INDIAN TRIBE.—The term “Indian Tribe”
16 means the governing body of any individually identi-
17 fied and federally recognized Indian or Alaska Na-
18 tive tribe, band, nation, pueblo, village, community,
19 affiliated Tribal group, or component reservation in-
20 cluded on the list published pursuant to section
21 104(a) of the Federally Recognized Indian Tribe
22 List Act of 1994 (25 U.S.C. 5131(a)).

23 (4) NATIVE HAWAIIAN ORGANIZATION.—

1 (A) IN GENERAL.—The term “Native Ha-
 2 waiian organization” means any private non-
 3 profit entity—

4 (i) that serves the best interests of
 5 Native Hawaiians;

6 (ii) in which Native Hawaiians serve
 7 in substantive and policymaking positions;

8 (iii) that has as a primary and stated
 9 purpose the provision of services to Native
 10 Hawaiians; and

11 (iv) that has expertise in Native Ha-
 12 waiian affairs.

13 (B) INCLUSIONS.—The term “Native Ha-
 14 waiian organization” includes—

15 (i) the Native Hawaiian Health Care
 16 System; and

17 (ii) the Office of Hawaiian Affairs.

18 (5) TRIBAL LANDS.—

19 (A) IN GENERAL.—The term “Tribal
 20 lands” has the meaning given the term in sec-
 21 tion 73.7000 of title 47, Code of Federal Regu-
 22 lations (as in effect on the date of enactment of
 23 this Act).

24 (B) INCLUSIONS.—The term “Tribal
 25 lands” includes—

- 1 (i) Indian country;
- 2 (ii) fee simple and restricted fee land
- 3 held by an Indian Tribe; and
- 4 (iii) Hawaiian home lands.

5 (6) TRIBAL ORGANIZATION.—The term “Tribal
6 organization” has the meaning given the term in
7 section 4 of the Indian Self-Determination and Edu-
8 cation Assistance Act (25 U.S.C. 5304).

9 (7) URBAN INDIAN ORGANIZATION.—The term
10 “urban Indian organization” has the meaning given
11 the term in section 4 of the Indian Health Care Im-
12 provement Act (25 U.S.C. 1603).

13 **SEC. 6. ADVANCE APPROPRIATIONS.**

14 (a) ADVANCE APPROPRIATIONS.—

15 (1) DEFINITIONS.—In this subsection:

16 (A) APPLICABLE SECRETARY.—The term
17 “applicable Secretary” means—

18 (i) with respect to actions involving
19 the covered accounts described in subpara-
20 graph (B)(i), the Secretary of the Interior;
21 and

22 (ii) with respect to actions involving
23 the covered accounts described in subpara-
24 graph (B)(ii), the Secretary of Health and
25 Human Services.

1 (B) COVERED ACCOUNT.—The term “cov-
2 ered account” means the following:

3 (i) The following accounts of the De-
4 partment of the Interior:

5 (I) Operation of Indian Pro-
6 grams.

7 (II) Operation of Indian Edu-
8 cation Programs.

9 (III) Contract Support Costs.

10 (IV) Payments for Tribal Leases.

11 (V) Bureau of Indian Affairs
12 Construction.

13 (VI) Bureau of Indian Education
14 Construction.

15 (VII) Indian Guaranteed Loan
16 Program Account.

17 (ii) The Indian Health Service ac-
18 count of the Department of Health and
19 Human Services.

20 (iii) The Native Hawaiian Health
21 Care account of the Primary Health Care
22 account of the Health Resources and Serv-
23 ices Administration of the Department of
24 Health and Human Services that provides

1 annual appropriations to the Native Ha-
2 waiian Health care program.

3 (C) UNFUNDED FISCAL YEAR.—The term
4 “unfunded fiscal year”, with respect to a cov-
5 ered account, means a fiscal year for which
6 amounts are not made available under this Act
7 for the covered account.

8 (2) ADVANCE APPROPRIATIONS.—For the first
9 unfunded fiscal year with respect to a covered ac-
10 count, and each fiscal year thereafter, new budget
11 authority provided in an appropriation Act for the
12 covered account shall—

13 (A) be made available for that fiscal year;
14 and

15 (B) include, for the covered account, ad-
16 vance new budget authority that first becomes
17 available for the first fiscal year after the fiscal
18 year described in subparagraph (A).

19 (3) ESTIMATES REQUIRED.—If the fiscal year
20 for which the budget of the President is submitted
21 pursuant to section 1105 of title 31, United States
22 Code, is an unfunded fiscal year with respect to a
23 covered account, the applicable Secretary shall in-
24 clude in documents submitted to Congress in sup-
25 port of the budget detailed estimates of the funds

1 necessary for the covered account for the fiscal year
 2 following the fiscal year for which the budget is sub-
 3 mitted.

4 (b) INFORMATION ON APPROPRIATIONS ESTI-
 5 MATES.—Section 1105(a) of title 31, United States Code,
 6 is amended by adding at the end the following:

7 “(40) information on estimates of appropria-
 8 tions for the fiscal year following the fiscal year for
 9 which the budget is submitted for each covered ac-
 10 count for which the fiscal year for which the budget
 11 is submitted is an unfunded fiscal year (as those
 12 terms are defined in section 6(a)(1) of the Honoring
 13 Promises to Native Nations Act).”.

14 **SEC. 7. SEQUESTRATION EXEMPTION.**

15 (a) IN GENERAL.—Section 255 of the Balanced
 16 Budget and Emergency Deficit Control Act of 1985 (2
 17 U.S.C. 905) is amended—

18 (1) by redesignating subsection (k) as sub-
 19 section (l); and

20 (2) by inserting after subsection (j) the fol-
 21 lowing:

22 “(k) INDIAN HEALTH SERVICE AND OTHER INDIAN
 23 PROGRAMS AND ACCOUNTS.—The following programs and
 24 accounts shall be exempt from reduction under any order
 25 issued under this part:

1 “Department of the Interior, Indian Affairs.

2 “Department of Health and Human Services,
3 Indian Health Service.

4 “Native Hawaiian Health Care Program.

5 “Native Hawaiian Education Program.

6 “Alaska Native Education Program.

7 “Indian Education Program.

8 “All programs under the Native American
9 Housing Assistance and Self-Determination Act of
10 1996 (25 U.S.C. 4101 et seq.).

11 “Any account for which amounts were made
12 available under the Honoring Promises to Native
13 Nations Act.

14 “Any account designated as significant to In-
15 dian Tribes and Native Hawaiian organizations by
16 the Administrator of the Office of Native Nations in
17 the Office of Management and Budget under section
18 8 of the Honoring Promises to Native Nations
19 Act.”.

20 (b) TECHNICAL AND CONFORMING AMENDMENT.—
21 Section 256(e) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985 (2 U.S.C. 906(e)) is amend-
23 ed—

24 (1) in the subsection heading, by striking “, IN-
25 DIAN HEALTH SERVICES AND FACILITIES,”; and

1 (2) in paragraph (2)—

2 (A) by striking subparagraphs (C) and
3 (D); and

4 (B) by redesignating subparagraph (E) as
5 subparagraph (C).

6 **SEC. 8. OFFICE OF MANAGEMENT AND BUDGET OFFICE OF**
7 **NATIVE NATIONS.**

8 (a) ESTABLISHMENT.—There is established in the
9 Office of Management and Budget the Office of Native
10 Nations.

11 (b) ADMINISTRATOR.—

12 (1) IN GENERAL.—The Office of Native Na-
13 tions shall be headed by an Administrator, who shall
14 be known as the Administrator of Native Nations
15 (referred to in this section as the “Administrator”).

16 (2) CAREER POSITION.—The position of Admin-
17 istrator shall be a career position in the Office of the
18 Director of Management and Budget.

19 (3) ADMINISTRATIVE AND SUPPORT SERV-
20 ICES.—The Director of the Office of Management
21 and Budget shall provide the Administrator with
22 such administrative and support services as are nec-
23 essary to ensure that the Administrator carries out
24 the duties of the Administrator under this section in
25 an efficient and expeditious manner.

1 (c) DUTIES.—The Director of the Office of Manage-
2 ment and Budget shall delegate to the Administrator re-
3 sponsibility for—

4 (1) coordinating with the rest of the Office of
5 Management and Budget and the rest of the Execu-
6 tive branch on matters of funding for Federal pro-
7 grams and policy affecting American Indians, Alaska
8 Natives, and Native Hawaiians;

9 (2) compiling authoritative data on all Federal
10 funding for Federal programs affecting American
11 Indians, Alaska Natives, and Native Hawaiians;

12 (3) ensuring that the budget requests of the In-
13 dian Health Service and the Bureau of Indian Af-
14 fairs indicate—

15 (A) how much Federal funding is needed
16 for Federal programs affecting American Indi-
17 ans, Alaska Natives, and Native Hawaiians to
18 be fully funded, including how much funding is
19 needed to perform Federal or non-divisible du-
20 ties; and

21 (B) how far the Federal Government is
22 from achieving that full funding;

23 (4) ensuring that personnel from the Office of
24 Native Nations accompany Office of Management

1 and Budget examiners to meetings with Federal
2 agencies during the budget development process;

3 (5) issuing to Federal agencies budget develop-
4 ment guidance that would fully fund Federal pro-
5 grams affecting American Indians, Alaska Natives,
6 and Native Hawaiians; and

7 (6) carrying out the additional responsibilities
8 described in subsections (d) through (g).

9 (d) ANNUAL CROSSCUTTING DOCUMENT.—

10 (1) IN GENERAL.—Each fiscal year, the Admin-
11 istrator shall prepare a crosscutting document con-
12 taining detailed information, based on data from all
13 Federal agencies, on the amount of Federal funding
14 that is reaching Indian Tribes, Tribal organizations,
15 Native Hawaiian organizations, and urban Indian
16 organizations, which data shall be provided by the
17 Federal agencies at the most granular level prac-
18 ticable.

19 (2) REQUIREMENTS.—The document prepared
20 under paragraph (1) shall—

21 (A) be provided at the most granular level
22 practicable, including with respect to the alloca-
23 tion of Federal funds that are set aside for In-
24 dian Tribes, Tribal organizations, Native Ha-

1 waiian organizations, and urban Indian organi-
2 zations;

3 (B) indicate how funding is obligated, such
4 as by grant or by formula;

5 (C) indicate any determinative factors that
6 are used to award an Indian Tribe, Tribal orga-
7 nization, or urban Indian organization competi-
8 tive grant funding in cases in which multiple
9 Indian Tribes, Tribal organizations, and urban
10 Indian organizations are competing for the
11 same pool of funds;

12 (D) indicate the amount of Federal funds
13 that are allocated to State governments to sub-
14 sequently provide—

15 (i) Federal funding to Indian Tribes,
16 Tribal organizations, Native Hawaiian or-
17 ganizations, or urban Indian organizations,
18 including whether the provision of the Fed-
19 eral funding by each State is mandatory or
20 discretionary; and

21 (ii) services for the benefit of Indian
22 Tribes, Tribal organizations, Native Ha-
23 waiian organizations, or urban Indian or-
24 ganizations; and

25 (E) specify—

1 (i) whether Indian Tribes, Tribal or-
 2 ganizations, Native Hawaiian organiza-
 3 tions, and urban Indian organizations are
 4 competing against States or units of local
 5 government for competitive grant funding;

6 (ii) how much pass-through funding is
 7 allocated to Indian Tribes;

8 (iii) how much pass-through funding
 9 is successfully transferred to Indian Tribes
 10 after Federal funds are allocated to Indian
 11 Tribes; and

12 (iv)(I) whether the grant funding re-
 13 ceived by Indian Tribes, Tribal organiza-
 14 tions, Native Hawaiian organizations, and
 15 urban Indian organizations is allocated
 16 from the same pool of funds from which
 17 States and units of local government re-
 18 ceive grant funding; and

19 (II) if so, what percentage of the pool
 20 of the allocated funds were disbursed to
 21 the Indian Tribes, Tribal organizations,
 22 Native Hawaiian organizations, and urban
 23 Indian organizations.

24 (3) ANNUAL IMPROVEMENT PROCESS.—In ac-
 25 cordance with the Tribal consultation policy devel-

1 oped pursuant to subsection (f), the Administrator
 2 shall consult with Indian Tribes, collaborate with
 3 Native Hawaiian organizations, and confer with
 4 urban Indian organizations not less frequently than
 5 annually to ascertain how the document prepared
 6 under paragraph (1) can be modified to make the
 7 document more useful to Indian Tribes, Native Ha-
 8 waiian organizations, and urban Indian organiza-
 9 tions.

10 (4) PUBLIC AVAILABILITY.—The document pre-
 11 pared under paragraph (1) shall be made publicly
 12 available.

13 (e) ADDITION TO OMB ANALYTICAL PERSPECTIVES
 14 VOLUME OF BUDGET.—The Administrator shall ensure
 15 that the Analytical Perspectives volume prepared by the
 16 Office of Management and Budget for the budget of the
 17 President each fiscal year includes provisions on the sub-
 18 ject of aid to Tribal governments, which shall include the
 19 information contained in the annual crosscutting docu-
 20 ment required under subsection (d) for that fiscal year.

21 (f) OMB TRIBAL CONSULTATION POLICY.—

22 (1) IN GENERAL.—The Administrator, in con-
 23 sultation with Indian Tribes and in collaboration
 24 with Native Hawaiian organizations, shall develop a

1 Tribal consultation policy applicable to the Office of
2 Management and Budget that governs—

3 (A) the interactions of the Office of Man-
4 agement and Budget with Indian Tribes and
5 Native Hawaiian organizations; and

6 (B) the work of the Office of Management
7 and Budget that has an impact on Indian
8 Tribes and Native Hawaiian organizations.

9 (2) APPROVAL.—

10 (A) IN GENERAL.—The Tribal consultation
11 policy developed under paragraph (1) shall take
12 effect only on the approval of the Director of
13 the Office of Management and Budget.

14 (B) DEADLINE.—Not later than 30 days
15 after receipt of the Tribal consultation policy
16 developed under paragraph (1), the Director of
17 the Office of Management and Budget shall ap-
18 prove or disapprove the Tribal consultation pol-
19 icy.

20 (g) REPORT.—Not later than 1 year after the date
21 of enactment of this Act, the Administrator shall publish
22 a report—

23 (1) detailing what percentage of Federal fund-
24 ing for programs affecting American Indians, Alaska

1 Natives, and Native Hawaiians is provided to States
 2 for pass-through funding to Indian Tribes; and

3 (2) presenting options for Congress and the Ex-
 4 ecutive branch to ensure that funds received by
 5 States and local entities for the benefit of American
 6 Indians, Alaska Natives, and Native Hawaiians are
 7 used for the intended purpose of the funds, includ-
 8 ing options—

9 (A) to eliminate or reduce the prevalence
 10 of State pass-through funding; and

11 (B) instead to provide direct funding to In-
 12 dian Tribes and Native Hawaiian organizations.

13 (h) AUTHORIZATION OF APPROPRIATIONS.—There is
 14 authorized to be appropriated to carry out this section
 15 \$2,000,000 for fiscal year 2025 and each fiscal year there-
 16 after.

17 **SEC. 9. GAO AUDIT OF CROSSCUTTING INFORMATION.**

18 (a) IN GENERAL.—Not later than 1 year after the
 19 date on which the Administrator of Native Nations issues
 20 the first crosscutting document under section 8(d), and
 21 not less frequently than once every 3 years thereafter, the
 22 Comptroller General of the United States, in consultation
 23 with Indian Tribes, in collaboration with Native Hawaiian
 24 organizations, and in conference with urban Indian orga-
 25 nizations, shall conduct, and submit to Congress a report

1 describing the results of, an audit of the extent to which
 2 the processes designed and implemented by the Adminis-
 3 trator of Native Nations accurately produce the informa-
 4 tion contained in the crosscutting document.

5 (b) INCLUSIONS.—Each audit conducted under sub-
 6 section (a) shall review all Federal funding that is reach-
 7 ing, or is intended for the benefit of, Indian Tribes, Tribal
 8 organizations, urban Indian organizations, and Native
 9 Hawaiian organizations.

10 **SEC. 10. WHITE HOUSE COUNCIL FOR NATIVE NATIONS.**

11 (a) IN GENERAL.—The provisions of Executive Order
 12 13647 (78 Fed. Reg. 39539; relating to establishing the
 13 White House Council on Native American Affairs) (as in
 14 effect on June 26, 2013) are enacted into law.

15 (b) PUBLICATION.—In publishing this Act in slip
 16 form and in the United States Statutes at Large pursuant
 17 to section 112 of title 1, United States Code, the Archivist
 18 of the United States shall include after the date of ap-
 19 proval at the end an appendix setting forth the text of
 20 the Executive order referred to in subsection (a) (as in
 21 effect on June 26, 2013).

22 (c) MEMBERSHIP.—

23 (1) IN GENERAL.—The White House Council
 24 on Native American Affairs (as established pursuant
 25 to subsection (a)) (referred to in this section as the

1 “Council”) shall be known as the “White House
2 Council for Native Nations” and shall be composed
3 of the following members:

4 (A) 2 members shall be appointed by the
5 President from among elected Tribal leaders
6 from each of the 12 regions of the Bureau of
7 Indian Affairs.

8 (B) 2 members shall be appointed by the
9 President from among persons who are rep-
10 resentatives of Native Hawaiian organizations.

11 (C) 1 member shall be appointed by the
12 President pro tempore of the Senate, on the
13 recommendation of the Majority and Minority
14 Leaders of the Senate, from among Members of
15 the Committee on Indian Affairs of the Senate,
16 which appointment shall be made, as applica-
17 ble—

18 (i) for the first appointment, not later
19 than 30 days after the date on which the
20 first new Congress after the date of enact-
21 ment of this Act convenes; and

22 (ii) for any vacancy, not later than 30
23 days after the date on which the position
24 becomes vacant.

1 (D) 1 member shall be appointed by the
2 Speaker of the House of Representatives, in
3 consultation with the Minority Leader of the
4 House of Representatives, from among the
5 Members of the Subcommittee for Indigenous
6 Peoples of the United States of the Committee
7 on Natural Resources of the House of Rep-
8 resentatives, which appointment shall be made,
9 as applicable—

10 (i) for the first appointment, not later
11 than 30 days after the date on which the
12 first new Congress after the date of enact-
13 ment of this Act convenes; and

14 (ii) for any vacancy, not later than 30
15 days after the date on which the position
16 becomes vacant.

17 (E) The members described in clauses (i)
18 through (xxx) of section 3(a) of the Executive
19 order referred to in subsection (a) (as in effect
20 on June 26, 2013).

21 (F) 1 member from each of the following:

22 (i) The Office of the Deputy Secretary
23 for Native Nations of the Department of
24 the Interior.

1 (ii) The Office of the Assistant Sec-
2 retary of Indian Affairs of the Department
3 of the Interior.

4 (iii) The Office of Justice Services of
5 the Bureau of Indian Affairs.

6 (iv) The Indian Health Service.

7 (v) The Office of Tribal Justice of the
8 Department of Justice.

9 (vi) The Office of Justice Programs of
10 the Department of Justice.

11 (vii) The Indian Resources Section of
12 the Environment and Natural Resource
13 Division of the Department of Justice.

14 (viii) The Administration for Native
15 Americans of the Department of Health
16 and Human Services.

17 (ix) The Office of Native Affairs and
18 Policy of the Federal Communications
19 Commission.

20 (x) The Federal Bureau of Investiga-
21 tion.

22 (xi) The Office on Violence Against
23 Women of the Department of Justice.

24 (xii) The Office of Insular Affairs of
25 the Department of the Interior.

1 (xiii) The Department of the Navy.

2 (xiv) The Department of the Army.

3 (xv) The Administration for Children
4 and Families of the Department of Health
5 and Human Services.

6 (xvi) The Health Resources and Serv-
7 ices Administration for the Department of
8 Health and Human Services.

9 (xvii) The Office of Public and Indian
10 Housing of the Department of Housing
11 and Urban Development.

12 (xviii) The Chair of the United States
13 Commission on Civil Rights.

14 (xix) A Commissioner of the Federal
15 Communications Commission.

16 (G) The heads of such other Executive de-
17 partments, agencies, and offices as the Chair-
18 person may from time to time designate.

19 (2) CHAIRPERSON.—The Secretary of the Inte-
20 rior shall serve as Chairperson of the Council.

21 (d) ADDITIONAL SUBCOMMITTEES.—The Council
22 shall establish the following additional subcommittees re-
23 lating to Native American affairs:

24 (1) A subcommittee on sacred land.

1 (2) A subcommittee on children, youth, families,
2 education, and housing.

3 (3) A subcommittee on health care, mental
4 health care, and suicide prevention.

5 (4) A subcommittee on energy, economic devel-
6 opment, and jobs.

7 (5) A subcommittee on law enforcement, Tribal
8 justice systems, and jurisdiction.

9 (6) A subcommittee on environment.

10 (7) A subcommittee on connectivity, Tribal
11 spectrum management, and affordable broadband.

12 (8) Such other subcommittees as the Council
13 determines necessary.

14 **SEC. 11. DEPUTY SECRETARY FOR NATIVE NATIONS IN THE**
15 **DEPARTMENT OF THE INTERIOR.**

16 (a) ESTABLISHMENT.—There is established in the
17 Department of the Interior (referred to in this section as
18 the “Department”) the position of Deputy Secretary for
19 Native Nations, who shall—

20 (1) report immediately to the Secretary of the
21 Interior; and

22 (2) be equal with the Deputy Secretary of the
23 Interior.

1 (b) DUTIES.—The Secretary of the Interior shall del-
2 egate to the Deputy Secretary for Native Nations respon-
3 sibility for—

4 (1) honoring Indian treaty obligations and the
5 trust responsibility of the United States to American
6 Indians and Alaska Natives, supporting self-deter-
7 mination, promoting self-sufficiency, and overseeing
8 all affairs related to American Indians, Alaska Na-
9 tives, Native Hawaiians, and Indian Tribes under
10 the jurisdiction of the Department;

11 (2) coordinating with Cabinet-level officials to
12 ensure the effective provision of Federal support for
13 Tribal self-government and programs for American
14 Indians, Alaska Natives, Native Hawaiians, and In-
15 dian Tribes and services under the Department; and

16 (3) implementing Indian treaties, statutes, reg-
17 ulations, Executive and Secretarial orders, pro-
18 grams, policies, and other powers related to Amer-
19 ican Indians, Alaska Natives, Native Hawaiians, and
20 Indian Tribes.

21 (c) AUTHORITY.—

22 (1) IN GENERAL.—The Deputy Secretary for
23 Native Nations shall oversee the following offices
24 and functions:

25 (A) Assistant Secretary for Indian Affairs.

1 (B) Bureau of Indian Affairs, including
2 the Office of Justice Services.

3 (C) Bureau of Indian Education.

4 (D) Office of the Special Trustee for
5 American Indians.

6 (E) Office of Self-Governance.

7 (2) ADDITIONAL AUTHORITY.—The Deputy
8 Secretary for Native Nations shall coordinate the
9 Native Nations affairs and activities of the White
10 House Council on Native Nations for the President,
11 Vice President, and Cabinet-level officials, subject to
12 the immediate direction of the Secretary of the Inte-
13 rior.

14 (3) AUTHORIZATION OF APPROPRIATIONS.—
15 There are authorized to be appropriated to the Dep-
16 uty Secretary for Native Nations to carry out the re-
17 sponsibilities of the Deputy Secretary for Native Na-
18 tions under this section such sums as are necessary.

19 **SEC. 12. TRIBAL CONSULTATION BY FEDERAL AGENCIES.**

20 (a) PURPOSES.—The purposes of this section are—

21 (1) to enumerate a non-exhaustive set of prin-
22 ciples to inform a codification of how Federal agen-
23 cies should engage in meaningful and timely Tribal
24 consultation;

1 (2) to underscore the importance of Tribal con-
2 sultation in the fulfilment of the trust and treaty ob-
3 ligations of the Federal Government;

4 (3) to affirm Tribal consultation and the prin-
5 ciple of free, prior, and informed consent as rights
6 of Indian Tribes, predicated on Tribal sovereignty
7 and self-determination; and

8 (4) to affirm the need for the entire Federal
9 Government to recognize the importance of “regular
10 and meaningful consultation and collaboration with
11 tribal officials in the development of Federal policies
12 that have tribal implications, to strengthen the
13 United States government-to-government relation-
14 ships with Indian tribes, and to reduce the imposi-
15 tion of unfunded mandates upon Indian tribes,” as
16 quoted in Executive Order 13175 (25 U.S.C. 5301
17 note; relating to consultation and coordination with
18 Indian Tribal governments) and elaborated in the
19 Presidential Memoranda of January 26, 2021, and
20 November 30, 2022.

21 (b) FINDINGS.—Congress finds that—

22 (1) as of January 2021, there existed more
23 than 27 directives, handbooks, plans, policies, or-
24 ders, and similar documents implementing various

1 Tribal consultation policies, totaling more than 300
2 pages;

3 (2) the current lack of centralization in Federal
4 agencies' Tribal consultation policies results in a
5 large number of policies with which Indian Tribes
6 are expected to be familiar in order to engage in
7 consultation;

8 (3) the current lack of centralization in Federal
9 agencies' Tribal consultations—

10 (A) results in a number of challenges, in-
11 cluding scheduling conflicts and unsustainable
12 drains on the resources of Indian Tribes and
13 the time of Tribal leaders; and

14 (B) reflect a lack of respect for Tribal
15 leaders;

16 (4) Federal agency consultation policies take
17 dramatically different views on the purpose of Tribal
18 consultation, resulting in significantly different expe-
19 riences for Indian Tribes attempting to engage in
20 meaningful nation-to-nation dialogue; and

21 (5) history demonstrates that the Federal Gov-
22 ernment best serves Native American communities
23 when Tribal governments are empowered to lead
24 their own communities.

1 (c) SENSE OF CONGRESS.—It is the sense of Con-
2 gress that—

3 (1) consultation is a right between sovereigns,
4 and the responsibilities and privileges associated
5 with it cannot be delegated to other actors;

6 (2) the purpose of Tribal consultation should be
7 for the Federal Government to obtain the free, prior,
8 and informed consent of affected Indian Tribes;

9 (3) Tribal consultation—

10 (A) is both a right of Indian Tribes and a
11 process;

12 (B) should occur when any Federal rule-
13 making, legislation, policy, guidance, oper-
14 ational activity, grant or funding formula
15 change, or other action may have a substantial
16 direct effect on Indian Tribes;

17 (C) requires dialogue, which should often
18 take place through formal face-to-face meetings,
19 but may also occur through telephonic, elec-
20 tronic, or printed means;

21 (D) should be used to empower Tribal gov-
22 ernments to lead their own communities;

23 (E)(i) should be a collaborative process;

24 (ii) should be built on the exchange of in-
25 formation; and

1 (iii) should promote enhanced communica-
2 tion that emphasizes trust, respect, and shared
3 responsibility;

4 (F) should involve individuals with deci-
5 sion-making authority; and

6 (G) in its current form is inadequate and
7 requires far more from the Federal Govern-
8 ment;

9 (4) the records resulting from consultations be-
10 tween the Federal Government and Tribal govern-
11 ments should be maintained and published, subject
12 to the condition that sensitive Tribal information
13 should be protected;

14 (5) for Tribal consultation to be effective, both
15 Indian Tribes and the Federal Government should
16 have the capacity to engage effectively in the con-
17 sultation process;

18 (6) any legislation or policy attempting to pre-
19 scribe the conditions of Tribal consultation should be
20 preceded by the gathering of Tribal input with the
21 goal of reaching a consensus on the proposed legisla-
22 tion; and

23 (7) Indian Tribes—

1 (A) should be involved in the Tribal con-
2 sultation process on their request or as early as
3 practicable;

4 (B) should have a meaningful remedy for
5 violations of their right to Tribal consultation;

6 (C) should be entitled to a codified, formal
7 dispute resolution process to provide the Indian
8 Tribes with a potential remedy when their
9 rights as sovereigns are violated by the Federal
10 Government; and

11 (D) should receive adequate notice, and
12 sufficient information, about any Tribal con-
13 sultation sessions.

14 **SEC. 13. INTERAGENCY WORKING GROUP ON DATA COL-**
15 **LECTION.**

16 (a) IN GENERAL.—Not later 180 days after the date
17 of enactment of this Act, the Deputy Secretary for Native
18 Nations shall establish a working group, to be known as
19 the “Interagency Working Group on Data Collection for
20 Native Populations” (referred to in this section as the
21 “Working Group”).

22 (b) PURPOSES.—The purposes of the Working Group
23 are to develop and improve systems and methodologies for
24 the collection of accurate and disaggregated data for

1 American Indian, Alaska Native, and Native Hawaiian
2 populations.

3 (c) CHAIRPERSON; MEMBERSHIP.—

4 (1) IN GENERAL.—The Deputy Secretary for
5 Native Nations shall serve as the Chairperson of the
6 Working Group.

7 (2) MEMBERSHIP.—

8 (A) IN GENERAL.—After engaging in Trib-
9 al consultation, the Deputy Secretary for Native
10 Nations, in collaboration with the Director of
11 the Bureau of the Census, shall appoint the
12 members of the Working Group in accordance
13 with subparagraph (B).

14 (B) REQUIREMENTS.—In appointing mem-
15 bers of the Working Group under subparagraph
16 (A), the Deputy Secretary for Native Nations,
17 in collaboration with the Director of the Bureau
18 of the Census, shall include—

19 (i) Tribal leaders representing each of
20 the 12 regions of the Bureau of Indian Af-
21 fairs;

22 (ii) Tribal data experts;

23 (iii) representatives of urban Indian
24 organizations;

1 (iv) representatives of Native Hawai-
2 ian organizations; and

3 (v) other members, as the Deputy
4 Secretary determines to be necessary.

5 (d) MEETINGS.—The Working Group shall meet at
6 the call of the Chairperson.

7 (e) DUTIES.—The duties of the Working Group shall
8 be the following:

9 (1) Provide a public report at least every 2
10 years, and more often if the Working Group decides
11 it is necessary, which shall be published on a pub-
12 licly available website established by the Working
13 Group, on the following:

14 (A) How to improve the quality and accu-
15 racy of data relied on by Federal agencies re-
16 garding American Indian, Alaska Native, and
17 Native Hawaiian populations, including how to
18 achieve appropriate disaggregation from other
19 populations.

20 (B) Making recommendations to develop
21 and improve systems and methodologies that
22 Federal agencies can replicate for the collection
23 of accurate data on the populations referred to
24 in subparagraph (A).

1 (C) How to protect and uphold Tribal data
2 sovereignty in the collection and use of the data
3 described in subparagraph (B).

4 (2) To receive input from Indian Tribes, Tribal
5 organizations, urban Indian organizations, Native
6 Hawaiian organizations, and Federal agencies, on an
7 ongoing basis, about instances in which the accuracy
8 and quality of the data described in paragraph
9 (1)(B) requires improvement, to research how to
10 achieve those improvements, and to make rec-
11 ommendations based on the findings of that re-
12 search.

13 (f) REPORT.—Not later than 1 year after the date
14 of enactment of this Act, the Chairperson of the Working
15 Group shall submit to the Committees on the Budget,
16 Health, Education, Labor, and Pensions, and Indian Af-
17 fairs of the Senate and the Committee on the Budget, the
18 Subcommittee on Health of the Committee on Energy and
19 Commerce, and the Subcommittee for Indian and Insular
20 Affairs of the Committee on Natural Resources of the
21 House of Representatives an initial report.

22 (g) TRIBAL CONSULTATION.—The Deputy Secretary
23 for Native Nations, in collaboration with the Director of
24 the Bureau of the Census, shall ensure that the Working

1 Group engages in robust Tribal consultation with respect
 2 to the work of the Working Group.

3 (h) TRIBAL DATA SOVEREIGNTY.—The Working
 4 Group shall conduct all its work respect for Tribal data
 5 sovereignty.

6 (i) AUTHORIZATION OF APPROPRIATIONS.—There
 7 are authorized to be appropriated such sums as may be
 8 necessary to carry out this section.

9 **TITLE I—CRIMINAL JUSTICE** 10 **AND PUBLIC SAFETY**

11 **SEC. 101. FINDINGS.**

12 Congress finds that—

13 (1) Tribal law enforcement agencies in Amer-
 14 ican Indian and Alaska Native communities have
 15 fewer officers per capita than other law enforcement
 16 agencies nationwide, leaving residents of Indian
 17 country and Alaska Native Villages less safe and
 18 subject to higher rates of crime;

19 (2) Native Americans are killed during police
 20 encounters at a higher rate than any other group;

21 (3) Native Americans suffer as victims of vio-
 22 lent crime at a rate that is 2.5 times the national
 23 average;

1 (4) Native American women are 10 times more
2 likely to be murdered and 2 times more likely to ex-
3 perience rape or experience sexual assault crimes;

4 (5) the criminal justice system in its current
5 form creates structural barriers and fails to recog-
6 nize Tribal sovereignty and inherent Tribal criminal
7 jurisdiction on Tribal lands;

8 (6) some Indian Tribes established Tribal
9 courts before some State courts;

10 (7) for example, the Cherokee Nation opened its
11 Supreme Court in 1822, 23 years before the State
12 of Georgia opened its own Supreme Court;

13 (8) Indian Tribes historically exercised criminal
14 jurisdiction over non-Indians who committed crimes
15 on Tribal lands;

16 (9) for example, in 1825, the Muscogee (Creek)
17 Nation passed a law criminalizing rape against
18 women on Creek lands, which applied to all “per-
19 sons”, regardless of Tribal citizenship status, and
20 the Muscogee (Creek) Nation prosecuted non-Indian
21 and Indian men who raped women on Creek lands;

22 (10) the history of inadequate Federal funding
23 for public safety on Tribal lands and complex legal
24 jurisdiction on Tribal lands negatively impacts ac-
25 cess to counsel in Tribal courts;

1 (11) in *Oliphant v. Suquamish Indian Tribe*,
 2 435 U.S. 191, 212 (1978), the Supreme Court con-
 3 cluded that whether Indian Tribes should “be au-
 4 thorized to try non-Indians” is a consideration “for
 5 Congress to weigh”;

6 (12) the Supreme Court recently affirmed this
 7 holding in June 2021, in *United States v. Cooley*,
 8 141 S. Ct. 1638, 1643 (2021), concluding once
 9 again that “tribal authority remains subject to the
 10 plenary authority of Congress”;

11 (13) existing successful Federal and Tribal self-
 12 governance programs working to combat the inequi-
 13 ties described in this section face chronic under-
 14 funding; and

15 (14) the special Tribal criminal jurisdiction ex-
 16 ercised by Indian Tribes pursuant to section 204 of
 17 Public Law 90–284 (25 U.S.C. 1304) (commonly
 18 known as the “Indian Civil Rights Act of 1968”)
 19 has been a success.

20 **SEC. 102. SENSE OF CONGRESS.**

21 It is the sense of Congress that—

22 (1) Congress should provide more resources for
 23 public safety and other programs of the Department
 24 of Justice and the Bureau of Indian Affairs that

1 make American Indian and Alaska Native commu-
2 nities safer;

3 (2) Congress should provide more resources for
4 Tribal law enforcement agencies, Tribal courts, and
5 Tribal detention centers to ensure Tribal sovereignty
6 over public safety programs in Indian country and
7 Alaska Native Villages;

8 (3) Indian Tribes have the inherent sovereign
9 authority to exercise full criminal jurisdiction over
10 persons—

11 (A) within the sovereign territory of the
12 Indian Tribe; and

13 (B) who commit a violation of Tribal
14 criminal law;

15 (4) the Supreme Court of the United States, in
16 *Oliphant v. Suquamish Indian Tribe*, 435 U.S. 191
17 (1978), violated the inherent sovereign authority of
18 Indian Tribes by wrongly limiting tribal criminal ju-
19 risdiction and removing Tribal authority to pros-
20 ecute non-Indians unless authorized by Congress;

21 (5) the limitation by the Supreme Court of the
22 United States of inherent Tribal jurisdiction has ef-
23 fectively granted non-Indians immunity for crimes
24 committed in Indian country and Alaska Native Vil-
25 lages, leading to violence and criminal activity by

1 non-Indians and preventing Indian Tribes from tak-
2 ing recourse;

3 (6) the Violence Against Women Reauthoriza-
4 tion Act of 2013 (Public Law 113–4; 127 Stat. 54)
5 recognized and affirmed the inherent criminal juris-
6 diction of Indian Tribes over non-Indians who com-
7 mit crimes of domestic violence against Indians in
8 Indian country;

9 (7) the Violence Against Women Act Reauthor-
10 ization Act of 2022 (Public Law 117–103; 136 Stat.
11 840) recognized and affirmed the inherent criminal
12 jurisdiction of Indian Tribes over non-Indians who
13 commit crimes of assaults on Tribal justice per-
14 sonnel, child violence, obstruction of justice, sexual
15 violence, sex trafficking, and stalking;

16 (8) the jurisdiction of Indian Tribes over the
17 crimes described in paragraphs (6) and (7) is known
18 as “special Tribal criminal jurisdiction”;

19 (9) the exercise of special Tribal criminal juris-
20 diction has allowed many Indian Tribes to begin to
21 address the crisis of violence against American In-
22 dian and Alaska Native women by holding offenders
23 accountable and pursuing justice for victims;

24 (10) the Indian Tribes that have chosen to im-
25 plement special domestic violence criminal jurisdic-

1 tion under the Violence Against Women Reauthor-
2 ization Act of 2013 (Public Law 113–4; 127 Stat.
3 54) have successfully upheld the rights of defendants
4 under that Act and complied with the requirements
5 of that Act, including due process protections, but
6 this partial restoration of Tribal jurisdiction has
7 proven insufficient to address the range of serious
8 crimes committed by non-Indians in Indian country
9 and Alaska Native Villages and in violation of Tribal
10 criminal law, and as a result, a large number of vio-
11 lent crimes committed against Native victims go
12 unprosecuted; and

13 (11) Congress has a trust duty and responsi-
14 bility, stemming from both the treaties signed with
15 Indian Tribes and the Constitution of the United
16 States, to fund and support strong Tribal govern-
17 ments, which necessarily includes the funding of
18 Tribal courts, Tribal law enforcement, and victim
19 services.

20 **SEC. 103. FULL TRIBAL CRIMINAL JURISDICTION.**

21 (a) IN GENERAL.—Title II of Public Law 90–284 (25
22 U.S.C. 1301 et seq.) (commonly known as the “Indian
23 Civil Rights Act of 1968”) is amended by adding at the
24 end the following:

1 **“SEC. 205. FULL TRIBAL CRIMINAL JURISDICTION.**

2 “(a) DEFINITIONS.—In this section:

3 “(1) ALASKA NATIVE VILLAGE.—The term
4 ‘Alaska Native Village’ means an Alaska Native Vil-
5 lage Statistical Area covering all or any portion of
6 a Native village (as defined in section 3 of the Alas-
7 ka Native Claims Settlement Act (43 U.S.C. 1602)),
8 as depicted on the applicable Tribal Statistical Area
9 Program Verification map of the Bureau of the Cen-
10 sus.

11 “(2) FULL CRIMINAL JURISDICTION.—The term
12 ‘full criminal jurisdiction’ means the criminal juris-
13 diction that a participating tribe may exercise under
14 this section.

15 “(3) INDIAN COUNTRY.—The term ‘Indian
16 country’ has the meaning given the term in section
17 1151 of title 18, United States Code.

18 “(4) PARTICIPATING TRIBE.—The term ‘parti-
19 cipating tribe’ means an Indian tribe that elects to ex-
20 ercise full criminal jurisdiction over the Indian coun-
21 try or Alaska Native Village of that Indian tribe.

22 “(5) PROTECTION ORDER.—The term ‘protec-
23 tion order’—

24 “(A) means any injunction, restraining
25 order, or other order issued by a civil or crimi-
26 nal court for the purpose of preventing violent

or threatening acts or harassment against, sexual violence against, contact or communication with, or physical proximity to, another person; and

“(B) includes any temporary or final order issued by a civil or criminal court, whether obtained by filing an independent action or as a pendent lite order in another proceeding, if the civil or criminal order was issued in response to a complaint, petition, or motion filed by or on behalf of a person seeking protection.

“(b) NATURE OF THE CRIMINAL JURISDICTION.—

“(1) IN GENERAL.—Notwithstanding any other provision of law, in addition to all powers of self-government recognized and affirmed by sections 201 and 203, the powers of self-government of a participating tribe include the inherent power of that tribe, which is hereby recognized and affirmed, to exercise full criminal jurisdiction over any person who—

“(A) commits a violation of tribal criminal law in the Indian country or Alaska Native Village of that participating tribe;

“(B) violates a protection order issued by a Tribal court; or

1 “(C) commits a violation of tribal law out-
2 side of the Indian country or Alaska Native Vil-
3 lage of the participating tribe but within the in-
4 herent extraterritorial jurisdiction of the par-
5 ticipating tribe.

6 “(2) APPLICABILITY.—Nothing in this sec-
7 tion—

8 “(A) creates or eliminates any Federal or
9 State criminal jurisdiction over Indian country
10 or an Alaska Native Village; or

11 “(B) affects the authority of the United
12 States or any State that has been delegated au-
13 thority by the United States to investigate and
14 prosecute a criminal violation in Indian country
15 or in an Alaska Native Village.

16 “(3) EFFECT.—The authority of the United
17 States and certain States described in paragraph
18 (2)(B) shall remain concurrent to the authority re-
19 stored to Indian tribes in the Honoring Promises to
20 Native Nations Act.

21 “(c) REMOVAL OF LIMITATIONS ON SENTENCING.—
22 Subparagraphs (B) through (D) of section 202(a)(7), sec-
23 tion 202(b), and section 202(d) shall not apply to a par-
24 ticipating tribe exercising full criminal jurisdiction under
25 this section.

1 “(d) RIGHTS OF DEFENDANTS.—In a criminal pro-
2 ceeding in which a participating tribe exercises full crimi-
3 nal jurisdiction over a non-Indian, the participating tribe
4 shall provide the defendant—

5 “(1) all applicable rights under this Act;

6 “(2) all rights described in section 202(c), if a
7 term of imprisonment of any length is imposed;

8 “(3) the right to a trial by an impartial jury
9 that is drawn from sources that—

10 “(A) reflect a fair cross section of the com-
11 munity; and

12 “(B) do not systemically exclude any dis-
13 tinctive group in the community, including non-
14 Indians; and

15 “(4) all other rights whose protection is nec-
16 essary under the Constitution of the United States
17 in order for Congress to recognize and affirm the in-
18 herent power of the participating tribe to exercise
19 full criminal jurisdiction over the defendant.

20 “(e) GRANTS TO TRIBAL GOVERNMENTS.—The At-
21 torney General may award grants to the governments of
22 Indian tribes (or to authorized designees of those govern-
23 ments)—

1 “(1) to strengthen tribal criminal justice sys-
2 tems to assist Indian tribes in exercising full crimi-
3 nal jurisdiction, including—

4 “(A) law enforcement, including the capac-
5 ity of law enforcement or court personnel to
6 enter information into and obtain information
7 from national crime information databases;

8 “(B) prosecution;

9 “(C) trial and appellate courts;

10 “(D) probation systems;

11 “(E) detention and correctional facilities,
12 including medical services and health care for
13 inmates;

14 “(F) alternative rehabilitation centers and
15 reentry programs;

16 “(G) culturally appropriate services and
17 assistance for victims and the families of the
18 victims; and

19 “(H) criminal codes and rules of criminal
20 procedure, appellate procedure, and evidence;

21 “(2) to provide indigent criminal defendants
22 with the effective assistance of licensed defense
23 counsel, at no cost to the defendant, in criminal pro-
24 ceedings in which a participating tribe prosecutes a
25 crime; and

1 “(3) to ensure that, in criminal proceedings in
 2 which a participating tribe exercises full criminal ju-
 3 risdiction, jurors are summoned, selected, and in-
 4 structed in a manner consistent with all applicable
 5 requirements.

6 “(f) SUPPLEMENT, NOT SUPPLANT.—Amounts made
 7 available under this section shall supplement and not sup-
 8 plant any other Federal, State, tribal, or local government
 9 amounts made available to carry out activities described
 10 in this section.

11 “(g) AUTHORIZATION OF APPROPRIATIONS.—

12 “(1) IN GENERAL.—Subject to paragraph (2),
 13 there is authorized to be appropriated to carry out
 14 subsection (e), and to provide training, technical as-
 15 sistance, data collection, and evaluation of the crimi-
 16 nal justice systems of participating tribes, and there
 17 is appropriated, out of any monies in the Treasury
 18 not otherwise appropriated, \$25,000,000 for each of
 19 fiscal years 2025 through 2034.

20 “(2) ADJUSTMENT FOR INFLATION.—The
 21 amount made available under paragraph (1) for each
 22 of fiscal years 2026 through 2034 shall be adjusted
 23 annually to reflect the change in the Consumer Price
 24 Index for All Urban Consumers published by the
 25 Bureau of Labor Statistics.”.

1 (b) EFFECTIVE DATE; PILOT PROJECT.—

2 (1) GENERAL EFFECTIVE DATE.—Except as
3 provided in paragraph (2), subsections (b) through
4 (d) of section 205 of Public Law 90–284 (commonly
5 known as the “Indian Civil Rights Act of 1968”)
6 shall take effect on the date that is 5 years after the
7 date of enactment of this Act.

8 (2) PILOT PROJECT.—

9 (A) REQUESTS TO PARTICIPATE.—

10 (i) IN GENERAL.—Except as provided
11 in subparagraph (B), at any time during
12 the 5-year period beginning on the date of
13 enactment of this Act, an Indian tribe (as
14 defined in section 201 of Public Law 90–
15 284 (25 U.S.C. 1301) (commonly known
16 as the “Indian Civil Rights Act of 1968”))
17 may ask the Attorney General to designate
18 the Indian tribe (as so defined) as a par-
19 ticipating tribe under section 205 of Public
20 Law 90–284 (commonly known as the “In-
21 dian Civil Rights Act of 1968”) on an ac-
22 celerated basis.

23 (ii) PROCEDURE.—The Attorney Gen-
24 eral may grant a request under clause (i)
25 after coordinating with the Secretary of

the Interior, consulting with affected Indian tribes (as so defined), and concluding that the criminal justice system of the requesting Indian tribe (as so defined) has adequate safeguards in place to protect the rights of defendants, consistent with section 205 of Public Law 90–284 (commonly known as the “Indian Civil Rights Act of 1968”).

(B) TRIBES EXERCISING SPECIAL DOMESTIC VIOLENCE CRIMINAL JURISDICTION.—

(i) IN GENERAL.—At any time during the 5-year period beginning on the date of enactment of this Act, a participating tribe (as defined in section 204(a) of Public Law 90–284 (25 U.S.C. 1304(a)) (commonly known as the “Indian Civil Rights Act of 1968”)) (referred to in this subparagraph as a “tribe”)—

(I) may elect to exercise full criminal jurisdiction under section 205 of that Act; and

(II) shall notify the Attorney General of such election.

1 (ii) PROCEDURE.—On notification by
 2 a tribe under clause (i)(II), the Attorney
 3 General shall designate the tribe as a par-
 4 ticipating tribe under section 205 of Public
 5 Law 90–284 (commonly known as the “In-
 6 dian Civil Rights Act of 1968”).

7 (C) EFFECTIVE DATES FOR PILOT
 8 PROJECTS.—An Indian tribe (as so defined)
 9 designated as a participating tribe under sub-
 10 paragraph (A)(ii) or (B)(ii) may commence ex-
 11 ercising full criminal jurisdiction pursuant to
 12 subsections (b) through (d) of section 205 of
 13 Public Law 90–284 (commonly known as the
 14 “Indian Civil Rights Act of 1968”) on a date
 15 chosen by the Indian tribe (as so defined), on
 16 the condition that the date shall be—

17 (i) not earlier than the date that is 15
 18 days after the date on which the Indian
 19 tribe (as so defined) is designated as a
 20 participating tribe under subparagraph
 21 (A)(ii) or (B)(ii), as applicable; and

22 (ii) not later than the date that is 5
 23 years after the date of enactment of this
 24 Act.

1 (c) PETITIONS TO STAY DETENTION.—Section
 2 204(e) of Public Law 90–284 (25 U.S.C. 1304(e)) (com-
 3 monly known as the “Indian Civil Rights Act of 1968”)
 4 is amended—

5 (1) in paragraph (2)—

6 (A) by redesignating subparagraphs (A)
 7 and (B) as clauses (ii) and (iii), respectively,
 8 and indenting appropriately;

9 (B) in the matter preceding clause (ii) (as
 10 so redesignated), by striking “A court” and in-
 11 serting the following:

12 “(A) IN GENERAL.—A court”;

13 (C) in subparagraph (A) (as so des-
 14 ignated), by inserting before clause (ii) (as so
 15 redesignated) the following:

16 “(i) finds that the person has ex-
 17 hausted all tribal court remedies;”;

18 (D) by adding at the end the following:

19 “(B) VICTIMLESS CRIMES.—If the crime
 20 committed by a defendant petitioning for a stay
 21 under paragraph (1) is a victimless crime, the
 22 court shall not be required to make a finding
 23 described in subparagraph (A)(iii).”;

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

1 “(3) NOTICE.—An Indian tribe that has or-
 2 dered the detention of any person has a duty to
 3 timely notify the person of the rights and privileges
 4 the person has under this subsection and section
 5 203.”.

6 **SEC. 104. BUREAU OF PRISONS TRIBAL PRISONER PRO-**
 7 **GRAM.**

8 Section 234(c) of the Tribal Law and Order Act of
 9 2010 (25 U.S.C. 1302a) is amended—

10 (1) in paragraph (2)—

11 (A) in subparagraph (B), by striking
 12 “(comparable to the” and all that follows
 13 through “United States Code)”; and

14 (B) by striking subparagraph (D); and

15 (2) by striking paragraph (4).

16 **SEC. 105. TRIBAL JUSTICE SYSTEMS.**

17 (a) IN GENERAL.—Section 103(a) of the Indian Trib-
 18 al Justice Act (25 U.S.C. 3613(a)) is amended—

19 (1) by striking the subsection designation and
 20 heading and all that follows through “Pursuant to”
 21 and inserting the following:

22 “(a) AUTHORIZATION.—

23 “(1) IN GENERAL.—Pursuant to”; and

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

1 “(2) REQUIREMENT.—The Secretary shall enter
 2 into contracts, grants, or agreements with Indian
 3 tribes under paragraph (1) without regard to wheth-
 4 er the Indian tribe is located in a State listed in sec-
 5 tion 1162(a) of title 18, United States Code, or sec-
 6 tion 1360(a) of title 28, United States Code.”.

7 (b) FUNDING.—Section 201 of the Indian Tribal Jus-
 8 tice Act (25 U.S.C. 3621) is amended—

9 (1) in each of subsections (a), (c), and (d), by
 10 striking “2011 through 2015” each place it appears
 11 and inserting “2025 through 2029”; and

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

14 “(b) BASE SUPPORT FUNDING FOR TRIBAL JUSTICE
 15 SYSTEMS.—

16 “(1) IN GENERAL.—There are authorized to be
 17 appropriated to carry out section 103, and there are
 18 appropriated, out of any monies in the Treasury not
 19 otherwise appropriated—

20 “(A) \$83,000,000 for fiscal year 2025;

21 “(B) \$140,000,000 for fiscal year 2026;

22 “(C) \$200,000,000 for fiscal year 2027;

23 “(D) \$259,000,000 for fiscal year 2028;

24 and

25 “(E) \$318,000,000 for fiscal year 2029.

1 “(2) ADJUSTMENT FOR INFLATION.—The
 2 amount made available under paragraph (1) for each
 3 of fiscal years 2026 through 2029 shall be adjusted
 4 annually to reflect the change in the Consumer Price
 5 Index for All Urban Consumers published by the
 6 Bureau of Labor Statistics.”.

7 **SEC. 106. GRANTS TO INDIAN TRIBES UNDER PUBLIC SAFE-**
 8 **TY AND COMMUNITY POLICING GRANT PRO-**
 9 **GRAM.**

10 Section 1701(j) of the Omnibus Crime Control and
 11 Safe Streets Act of 1968 (34 U.S.C. 10381(j)) is amend-
 12 ed—

13 (1) in paragraph (2)—

14 (A) by striking “In providing” and insert-
 15 ing the following:

16 “(A) IN GENERAL.—In providing”; and

17 (B) by adding at the end the following:

18 “(B) REQUIREMENT.—The Attorney Gen-
 19 eral shall provide grants to Indian tribal gov-
 20 ernments under this subsection without regard
 21 to whether the Indian tribe of the Indian tribal
 22 government is located in a State listed in sec-
 23 tion 1162(a) of title 18, United States Code, or
 24 section 1360(a) of title 28, United States
 25 Code.”; and

1 (2) by striking paragraph (4) and inserting the
2 following:

3 “(4) FUNDING.—

4 “(A) IN GENERAL.—Subject to subpara-
5 graph (B), there is authorized to be appro-
6 priated to carry out this subsection, and there
7 is appropriated, out of any monies in the Treas-
8 ury not otherwise appropriated, \$52,000,000
9 for fiscal year 2025 and each fiscal year there-
10 after.

11 “(B) ADJUSTMENT FOR INFLATION.—The
12 amount made available under subparagraph (A)
13 for fiscal year 2026 and each fiscal year there-
14 after shall be adjusted annually to reflect the
15 change in the Consumer Price Index for All
16 Urban Consumers published by the Bureau of
17 Labor Statistics.”.

18 **SEC. 107. BUREAU OF INDIAN AFFAIRS LAW ENFORCEMENT**
19 **AND DETENTION.**

20 (a) IN GENERAL.—There is authorized to be appro-
21 priated to the Director of the Bureau of Indian Affairs
22 to carry out the law enforcement and detention activities
23 of the Bureau of Indian Affairs, and there is appropriated,
24 out of any monies in the Treasury not otherwise appro-

1 priated, \$1,200,000,000 for fiscal year 2025 and each fis-
 2 cal year thereafter.

3 (b) ADJUSTMENT FOR INFLATION.—The amount
 4 made available under subsection (a) for fiscal year 2026
 5 and each fiscal year thereafter shall be adjusted annually
 6 to reflect the change in the Consumer Price Index for All
 7 Urban Consumers published by the Bureau of Labor Sta-
 8 tistics.

9 (c) REQUIREMENT.—The Director of the Bureau of
 10 Indian Affairs shall provide law enforcement and deten-
 11 tion services to Tribal communities without regard to
 12 whether the Tribal community is located in a State listed
 13 in section 1162(a) of title 18, United States Code, or sec-
 14 tion 1360(a) of title 28, United States Code.

15 **SEC. 108. WRITTEN CONSENT OF AN INDIAN TRIBE PRIOR**
 16 **TO AN EXECUTION OF A TRIBAL MEMBER BY**
 17 **THE UNITED STATES.**

18 Section 3598 of title 18, United States Code, is
 19 amended—

20 (1) by striking “under this chapter for any of-
 21 fense the Federal jurisdiction for” and inserting the
 22 following: “under this chapter for—
 23 “(1) any offense the Federal jurisdiction for”;

1 (2) by striking “within the boundaries of Indian
2 country,” and inserting the following: “within the
3 boundaries of Indian country; or

4 “(2) any offense the Federal jurisdiction for
5 which is predicated solely on the offender’s use or
6 taking of an object that has been transported,
7 shipped, or received in interstate or foreign com-
8 merce, when the offender was not directly involved
9 in such transportation, shipping, or receiving,”; and

10 (3) by striking “unless the governing body” and
11 inserting the following:
12 “unless the governing body”.

13 **SEC. 109. INDIAN VICTIMS OF CRIME.**

14 (a) GRANT PROGRAM FOR INDIAN CRIME VICTIM
15 SERVICES.—The Victims of Crime Act of 1984 (34 U.S.C.
16 20101 et seq.) is amended by inserting after section
17 1404F the following:

18 **“SEC. 1404G. GRANT PROGRAM FOR INDIAN CRIME VICTIM**
19 **SERVICES.**

20 “(a) DEFINITIONS.—In this section:

21 “(1) ELIGIBLE INDIAN TRIBE.—The term ‘eligi-
22 ble Indian Tribe’ means an Indian Tribe that sub-
23 mits a written proposal for a covered grant to the
24 Director in accordance with subsection (c)(2).

1 “(2) IMMEDIATE FAMILY MEMBER.—The term
2 ‘immediate family member’ has the meaning given
3 the term in section 115(c) of title 18, United States
4 Code.

5 “(3) INDIAN TRIBE.—The term ‘Indian Tribe’
6 has the meaning given the term in section 4 of the
7 Indian Self-Determination and Education Assistance
8 Act (25 U.S.C. 5304).

9 “(4) PERSONALLY IDENTIFYING INFORMA-
10 TION.—The term ‘personally identifying information’
11 has the meaning given the term in section 40002(a)
12 of the Violence Against Women Act of 1994 (34
13 U.S.C. 12291(a)).

14 “(5) SERVICES TO VICTIMS OF CRIME.—The
15 term ‘services to victims of crime’—

16 “(A) has the meaning given the term in
17 section 1404; and

18 “(B) includes efforts that—

19 “(i) respond to the emotional, psycho-
20 logical, or physical needs of a victim of
21 crime;

22 “(ii) assist a victim of crime in stabi-
23 lizing his or her life after victimization;

1 “(iii) assist a victim of crime in un-
 2 derstanding and participating in the crimi-
 3 nal justice system; or

4 “(iv) restore a measure of security
 5 and safety for a victim of crime.

6 “(6) VICTIM OF CRIME.—The term ‘victim of
 7 crime’ means an individual who has suffered direct
 8 physical, sexual, financial, or emotional harm as a
 9 result of the commission of a crime.

10 “(b) DUTIES OF DIRECTOR.—The Director shall—

11 “(1) administer the grant program described in
 12 subsection (c);

13 “(2) provide planning, research, training, and
 14 technical assistance to recipients of covered grants;
 15 and

16 “(3) coordinate with the Office of Tribal Jus-
 17 tice, the Indian Health Service, and the Bureau of
 18 Indian Affairs in implementing the grant program
 19 described in subsection (c).

20 “(c) GRANT PROGRAM.—

21 “(1) IN GENERAL.—On an annual basis, the
 22 Director shall make grants to eligible Indian Tribes
 23 for the purposes of funding—

24 “(A) a program, administered by one or
 25 more Indian Tribes, that provides services to

1 victims of crime, which may be provided in tra-
2 ditional form or through electronic, digital, or
3 other technological formats, including—

4 “(i) services to victims of crime pro-
5 vided through subgrants to agencies or de-
6 partments of Tribal governments or non-
7 profit organizations;

8 “(ii) domestic violence shelters, rape
9 crisis centers, child abuse programs, child
10 advocacy centers, and elder abuse pro-
11 grams providing services to victims of
12 crime;

13 “(iii) medical care, equipment, treat-
14 ment, and related evaluations arising from
15 the victimization, including—

16 “(I) emergency medical care and
17 evaluation, nonemergency medical
18 care and evaluation, psychological and
19 psychiatric care and evaluation, and
20 other forms of medical assistance,
21 treatment, or therapy, regardless of
22 the setting in which the services are
23 delivered;

24 “(II) mental and behavioral
25 health and crisis counseling, evalua-

1 tion, and assistance, including out-
2 patient therapy, counseling services,
3 substance abuse treatment, and other
4 forms of specialized treatment, includ-
5 ing intervention and prevention serv-
6 ices;

7 “(III) prophylactic treatment to
8 prevent an individual from contracting
9 HIV/AIDS or any other sexually
10 transmitted disease or infection; and

11 “(IV) forensic medical evidence
12 collection examinations and forensic
13 interviews of victims of crime—

14 “(aa) to the extent that
15 other funding sources are un-
16 available or insufficient; and

17 “(bb) on the condition that,
18 to the extent practicable, the ex-
19 aminers and interviewers follow
20 relevant guidelines or protocols
21 issued by the State, unit of local
22 government, or Indian Tribe with
23 jurisdiction over the area in
24 which the examination or inter-
25 view is conducted;

1 “(iv) legal services, legal assistance
2 services, and legal clinics (including serv-
3 ices provided by pro bono legal clinics and
4 practitioners), the need for which arises di-
5 rectly from the victimization;

6 “(v) the training and certification of
7 service animals and therapy animals;

8 “(vi) equipment for Braille or TTY/
9 TTD machines for the deaf necessary to
10 provide services to victims of crime;

11 “(vii) restorative justice opportunities
12 that allow victims of crime to meet with
13 the perpetrators if the meetings are volun-
14 tarily agreed to by the victim of crime and
15 are for therapeutic purposes; and

16 “(viii) training and related materials,
17 including books, training manuals, and
18 training videos, for staff and service pro-
19 viders to develop skills necessary to offer
20 quality services to victims of crime;

21 “(B) the development or implementation of
22 training, technical assistance, or professional
23 development that improves or enhances the
24 quality of services to victims of crime, including

1 coordination between healthcare, education, and
2 justice systems;

3 “(C) the transportation of victims of
4 crime—

5 “(i) to receive services; or

6 “(ii) to participate in criminal justice
7 proceedings;

8 “(D) emergency legal assistance to victims
9 of crime that is directly connected to the crime;

10 “(E) the supervision of direct service pro-
11 viders and contracts for professional or special-
12 ized services that are related directly to pro-
13 viding services to victims of crime;

14 “(F) the repair and replacement of essen-
15 tial items used during the provision of services
16 to victims of crime to contribute to and main-
17 tain a healthy and safe environment for the vic-
18 tims;

19 “(G) transitional housing for victims of
20 crime, particularly victims who have a par-
21 ticular need for such housing and cannot safely
22 return to previous housing, including travel,
23 rental assistance, security deposits, utilities,
24 and other related costs that are incidental to
25 the relocation to transitional housing;

1 “(H) the relocation of victims of crime,
2 particularly where necessary for the safety and
3 well-being of the victim, including reasonable
4 moving expenses, security deposits for housing,
5 rental expenses, and utility startup costs;

6 “(I) the coordination of activities that fa-
7 cilitate the provision of direct services to victims
8 of crime;

9 “(J) a multisystem, interagency, multi-
10 disciplinary response to the needs of victims of
11 crime; and

12 “(K) the administration of the program
13 and services described in this section.

14 “(2) ELIGIBILITY.—An Indian Tribe seeking a
15 covered grant shall, in response to a request for pro-
16 posal, submit to the Director a written proposal for
17 a covered grant.

18 “(3) NO MATCHING REQUIREMENT.—A recipi-
19 ent or subrecipient of a covered grant shall not be
20 required to make a matching contribution for Fed-
21 eral dollars received.

22 “(d) PROTECTION OF CRIME VICTIM CONFIDEN-
23 TIALITY AND PRIVACY.—

24 “(1) ANNUAL REPORTS.—In order to ensure
25 the safety of victims of crime and immediate family

1 members of victims of crime, recipients and sub-
2 recipients of covered grants shall protect the con-
3 fidentiality and privacy of individuals receiving serv-
4 ices from the recipient or subrecipient.

5 “(2) NONDISCLOSURE.—

6 “(A) IN GENERAL.—Subject to paragraphs
7 (3) and (4), a recipient or subrecipient of a cov-
8 ered grant shall not disclose, reveal, or release
9 any personally identifying information collected
10 in connection with any service requested, used,
11 or denied through a program of the recipient or
12 subrecipient or require the release of personally
13 identifying information as a condition of eligi-
14 bility for the services provided by the recipient
15 or subrecipient—

16 “(i) regardless of whether the infor-
17 mation has been encoded, encrypted,
18 hashed, or otherwise protected; and

19 “(ii) subject to subparagraph (B) and
20 the condition that consent for release may
21 not be given by an abuser of the minor, an
22 abuser of a parent or guardian of a minor,
23 or an incapacitated individual, absent the
24 informed, written, reasonably time-limited
25 consent of—

1 “(I) the individual about whom
2 information is sought;

3 “(II) in the case of an emanci-
4 pated minor, the minor, and the par-
5 ent or guardian; or

6 “(III) in the case of legal inca-
7 pacity, a court-appointed guardian.

8 “(B) CERTAIN MINORS AND OTHER INDI-
9 VIDUALS.—If a minor or individual with a le-
10 gally appointed guardian may lawfully receive
11 services without the consent of a parent or
12 guardian, that minor or individual may consent
13 to the release of information under subpara-
14 graph (A)(ii) without the additional consent of
15 a parent or guardian.

16 “(3) RELEASE.—If the release of information
17 described in paragraph (2) is compelled by a statu-
18 tory or court mandate, a recipient or subrecipient of
19 a covered grant shall—

20 “(A) make reasonable attempts to provide
21 notice to victims of crime affected by the dislo-
22 sure of information; and

23 “(B) take steps necessary to protect the
24 privacy and safety of the individuals affected by
25 the release of the information.

1 “(4) INFORMATION SHARING.—A recipient or
2 subrecipient of a covered grant may share—

3 “(A) data in the aggregate that is not per-
4 sonally identifying information regarding serv-
5 ices to clients and demographics in order to
6 comply with Federal, State, Tribal, or terri-
7 torial reporting, evaluation, or data collection
8 requirements;

9 “(B) court-generated and law enforcement-
10 generated information contained in secure gov-
11 ernmental registries for protection order en-
12 forcement purposes; and

13 “(C) law enforcement-generated and pros-
14 ecution-generated information necessary for law
15 enforcement and prosecution purposes.

16 “(e) AVAILABILITY OF GRANT FUNDS.—Any amount
17 awarded under a covered grant that remains unobligated
18 at the end of the fiscal year in which the grant is made
19 may be expended for the purpose for which the grant was
20 made at any time during the 10 succeeding fiscal years,
21 at the end of which period, any unobligated sums shall
22 remain available to the Director for award under this sec-
23 tion in the following fiscal year.

24 “(f) EFFECT.—Nothing in this section prohibits—

1 “(1) an Indian Tribe from contracting for the
2 administration of a program or activity funded
3 under this section; or

4 “(2) multiple Indian Tribes or Tribal organiza-
5 tions from forming a consortium for any of the pur-
6 poses described in this section.

7 “(g) FUNDING.—The grant program established
8 under this section shall be carried out using amounts
9 made available under section 1402(d)(1).

10 “(h) TERM.—This section shall be effective for the
11 first 10 fiscal years beginning after the date of enactment
12 of this section.”.

13 (b) FUNDING FOR GRANTS FOR TRIBAL VICTIMS OF
14 CRIME.—Section 1402(d) of the Victims of Crime Act of
15 1984 (34 U.S.C. 20101(d)) is amended—

16 (1) by inserting before paragraph (2) the fol-
17 lowing:

18 “(1) For each of the first 10 fiscal years begin-
19 ning after the date of enactment of the Honoring
20 Promises to Native Nations Act, 5 percent of the
21 total amount in the Fund available for obligation
22 during a fiscal year shall be made available to the
23 Director to make grants under section 1404G.”;

1 (2) in paragraph (2)(A), by inserting “after
2 compliance with paragraph (1)” after “deposited in
3 the Fund”;

4 (3) in paragraph (3)(A), in the matter pre-
5 ceding clause (i), by striking “paragraph (2)” and
6 inserting “paragraphs (1) and (2)”; and

7 (4) in paragraph (5)(A), by inserting “(1),” be-
8 fore “(2)” each place that term appears.

9 (c) REGULATIONS REGARDING INDIAN TRIBES.—

10 (1) EXISTING REGULATIONS.—Any regulation,
11 rule, or guidance promulgated by the Director of the
12 Office for Victims of Crime before the date of enact-
13 ment of this Act shall have no force or effect with
14 respect to section 1404G of the Victims of Crime
15 Act of 1984, as added by subsection (a).

16 (2) NEGOTIATED RULEMAKING.—

17 (A) DEFINITION.—In this paragraph, the
18 term “Indian Tribe” has the meaning given the
19 term in section 1404G(a) of the Victims of
20 Crime Act of 1984, as added by subsection (a).

21 (B) REGULATIONS.—Not later than 1 year
22 after the date of enactment of this Act, the Di-
23 rector of the Office for Victims of Crime, in
24 consultation with the Secretary of the Interior
25 and Indian Tribes, and through notice and

comment negotiated rulemaking in accordance with subchapter III of chapter 5 of title 5, United States Code, shall promulgate final regulations carrying out section 1404G of the Victims of Crime Act of 1984, as added by subsection (a).

(C) REQUIREMENTS.—The Director of the Office for Victims of Crime shall ensure that, with respect to the consultation with Indian Tribes required under subparagraph (B)—

(i) not fewer than 2 Indian Tribes from each Bureau of Indian Affairs region participate in the consultation; and

(ii) small, medium, and large land-based Indian Tribes are represented.

SEC. 110. VICTIM ADVOCATES FOR NATIVE AMERICANS.

Section 2001(b)(23) title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10441(b)(23)) is amended by striking “domestic violence, dating violence, sexual assault, and stalking” and inserting “crime”.

SEC. 111. SPECIAL TRIBAL CRIMINAL JURISDICTION.

Section 204(j) of Public Law 90–284 (25 U.S.C. 1304(j)) (commonly known as the “Indian Civil Rights Act of 1968”) is amended—

1 (1) in the subsection heading, by striking “AU-
 2 THORIZATION OF APPROPRIATIONS” and inserting
 3 “FUNDING”; and

4 (2) in paragraph (1), in the matter preceding
 5 subparagraph (A), by striking “There is authorized
 6 to be appropriated \$25,000,000” and inserting
 7 “There is authorized to be appropriated, and there
 8 is appropriated, out of any monies in the Treasury
 9 not otherwise appropriated, \$50,000,000”.

10 **SEC. 112. NATIONAL INDIAN COUNTRY CLEARINGHOUSE**
 11 **ON SEXUAL ASSAULT.**

12 (a) IN GENERAL.—There is authorized to be appro-
 13 priated, and there is appropriated, out of any monies in
 14 the Treasury not otherwise appropriated, \$1,000,000 for
 15 fiscal year 2025 and each fiscal year thereafter for grants,
 16 contracts, cooperative agreements, and other assistance
 17 for a national clearinghouse that provides training and
 18 technical assistance on issues relating to sexual assault of
 19 Indian and Alaska Native people.

20 (b) ADJUSTMENT FOR INFLATION.—The amount
 21 made available under subsection (a) for fiscal year 2026
 22 and each fiscal year thereafter shall be adjusted annually
 23 to reflect the change in the Consumer Price Index for All
 24 Urban Consumers published by the Bureau of Labor Sta-
 25 tistics.

1 **SEC. 113. TRIBAL ACCESS PROGRAM.**

2 Section 534(d) of title 28, United States Code, is
3 amended—

4 (1) in paragraph (1), in the matter preceding
5 subparagraph (A), by inserting “(including entities
6 designated by an Indian tribe as maintaining public
7 safety within the territorial jurisdiction of the Indian
8 tribe)” after “agencies”; and

9 (2) in paragraph (2), by striking subparagraph
10 (B) and inserting the following:

11 “(B) FUNDING.—There is authorized to be
12 appropriated, and there is appropriated, out of
13 any monies in the Treasury not otherwise ap-
14 propriated, \$60,000,000 for fiscal year 2025, to
15 remain available until expended, to carry out
16 the Tribal Access Program under subparagraph
17 (A).”.

18 **SEC. 114. TIWAHE INITIATIVE.**

19 (a) IN GENERAL.—There is authorized to be appro-
20 priated to carry out the Tiwahe Initiative of the Bureau
21 of Indian Affairs, and there is appropriated, out of any
22 monies in the Treasury not otherwise appropriated,
23 \$1,000,000,000 for fiscal year 2025 and each fiscal year
24 thereafter.

25 (b) ADJUSTMENT FOR INFLATION.—The amount
26 made available under subsection (a) for fiscal year 2026

1 and each fiscal year thereafter shall be adjusted annually
2 to reflect the change in the Consumer Price Index for All
3 Urban Consumers published by the Bureau of Labor Sta-
4 tistics.

5 **SEC. 115. REVIEWS ON NATIVE HAWAIIAN INTERACTIONS**
6 **WITH LAW ENFORCEMENT.**

7 (a) PUBLIC SAFETY AND CRIMINAL JUSTICE.—

8 (1) REVIEW ON LAW ENFORCEMENT AFFECT-
9 ING NATIVE HAWAIIANS.—

10 (A) IN GENERAL.—The Department of
11 Justice shall conduct a comprehensive review of
12 law enforcement and other crime prevention
13 programs for various crimes affecting Native
14 Hawaiian populations, including child sexual ex-
15 ploitation, child abuse, intimate partner vio-
16 lence, human trafficking, and substance abuse.

17 (B) REPORT.—Not later than 1 year after
18 the date of enactment of this Act, the Depart-
19 ment of Justice shall submit to Congress a re-
20 port summarizing the review required under
21 subparagraph (A), which shall include the
22 amount of Federal funding for the programs re-
23 ferred to in that subparagraph received by Na-
24 tive Hawaiian-serving organizations as a per-

1 centage of the total amount spent on those pro-
2 grams.

3 (2) REVIEW OF NATIVE HAWAIIAN VICTIMS OF
4 VARIOUS CRIMES.—

5 (A) IN GENERAL.—The Department of
6 Justice shall conduct a comprehensive review of
7 programs that provide services to victims of
8 various crimes affecting Native Hawaiian popu-
9 lations, including child sexual exploitation, child
10 abuse, intimate partner violence, human traf-
11 ficking, and substance abuse.

12 (B) REPORT.—Not later than 1 year after
13 the date of enactment of this Act, the Depart-
14 ment of Justice shall submit to Congress a re-
15 port summarizing the review required under
16 subparagraph (A), which shall include the
17 amount of Federal funding for the programs re-
18 ferred to in that subparagraph received by Na-
19 tive Hawaiian-serving organizations as a per-
20 centage of the total amount spent on those pro-
21 grams.

22 (3) REVIEW OF NATIVE HAWAIIANS IN THE
23 CRIMINAL JUSTICE SYSTEM.—

24 (A) IN GENERAL.—The National Institute
25 of Justice, in coordination with the Bureau of

Justice Statistics, shall conduct a comprehensive review on the Native Hawaiian population involved in the criminal justice system, including—

(i) arrests;

(ii) detention in Federal, State, and local jails;

(iii) pretrial supervision;

(iv) post-conviction supervision;

(v) incarceration in Federal and State prisons; and

(vi) post-release supervision.

(B) REPORT.—Not later than 1 year after the date of enactment of this Act, the National Institute of Justice, in coordination with the Bureau of Justice Statistics, shall submit to Congress a report summarizing the review required under subparagraph (A), which shall include—

(i) the Native Hawaiian population as a percentage of the total population of the United States that is involved in the criminal justice system;

(ii) information on the programs and services available to, and used by, Native

Hawaiians in various jurisdictions, including diversion programs, in-prison education programs, and reentry services; and

(iii) the number of culturally relevant programs available to justice-involved Native Hawaiians.

TITLE II—HEALTH CARE

SEC. 201. FINDINGS.

Congress finds that—

(1) funding for the Indian Health Service and health care for American Indians and Alaska Natives is inequitable and unequal;

(2) Indian Health Service expenditures per capita are well below other Federal healthcare programs, which results in—

(A) unacceptable health conditions of American Indians and Alaska Natives; and

(B) American Indians and Alaska Natives living sicker and dying younger than other individuals in the United States;

(3) the urban Indian health care budget has failed to keep pace with urban Indian population growth or inflation, and that severe underfunding impedes fulfillment of the trust and treaty obligations of the Federal Government;

1 (4) due to chronic underfunding to healthcare
2 programs that serve American Indians and Alaska
3 Natives, American Indians and Alaska Natives face
4 overwhelming health disparities compared to other
5 populations, including—

6 (A) having lower life expectancies and ex-
7 periencing a disproportionate number of dis-
8 eases; and

9 (B) dying at higher rates than other indi-
10 viduals in the United States from chronic liver
11 disease, cirrhosis, diabetes mellitus, uninten-
12 tional injuries, intentional self-harm and sui-
13 cide, and chronic lower respiratory diseases;

14 (5) the significant decline of third-party reim-
15 bursements for care, as clinics serving Tribal areas
16 operate with limited staff and cancel non-essential
17 procedures and visits, is affecting Tribal resources,
18 which—

19 (A) reduces the amount that Tribal health
20 facilities can bill Medicare, Medicaid, or other
21 private insurances for reimbursement of serv-
22 ices; and

23 (B) poses a threat to the continuity of op-
24 erations of those facilities;

1 (6)(A) section 10221 of the Patient Protection
 2 and Affordable Care Act (Public Law 111–148; 124
 3 Stat. 935) permanently reauthorized the Indian
 4 Health Care Improvement Act (25 U.S.C. 1601 et
 5 seq.) in the hope of reducing health disparities faced
 6 by Native Americans; but

7 (B) many of the provisions of the Indian Health
 8 Care Improvement Act (25 U.S.C. 1601 et seq.) re-
 9 main underfunded; and

10 (7) the Native Hawaiian Health Care Improve-
 11 ment Act (42 U.S.C. 11701 et seq.) authorized the
 12 Native Hawaiian Health Care Program—

13 (A) to improve the health status of Native
 14 Hawaiians; and

15 (B) to provide Native Hawaiian health
 16 care programs with the resources necessary to
 17 improve the health status of Native Hawaiians.

18 **SEC. 202. SENSE OF CONGRESS.**

19 It is the sense of Congress that—

20 (1) funding for the delivery of health care to
 21 American Indians, Alaska Natives, and Native Ha-
 22 waiians through the Indian Health Service, Indian
 23 Tribes, Tribal organizations, urban Indian organiza-
 24 tions, and the Native Hawaiian Health Care Pro-
 25 gram should be fully funded;

1 (2) the funding described in paragraph (1)
2 should be mandatory;

3 (3) Congress should allocate funding to job
4 training and tuition reimbursement programs to in-
5 crease the number of clinicians and non-medical
6 health care staff serving American Indians, Alaska
7 Natives, Native Hawaiians, and Indian Tribes;

8 (4) Congress should provide funding under the
9 Medicare program under title XVIII of the Social
10 Security Act (42 U.S.C. 1395 et seq.) and the Med-
11 icaid program under title XIX of that Act (42
12 U.S.C. 1396 et seq.) directly to Indian Tribes and
13 end the practice of pass-through of funds through
14 States;

15 (5)(A) the Indian Health Care Improvement
16 Act (25 U.S.C. 1601 et seq.) is crucial to protecting
17 the health and well-being of American Indians and
18 Alaska Natives;

19 (B) all of the provisions of that Act should be
20 implemented and fully funded; and

21 (C) in accordance with section 3 of that Act (25
22 U.S.C. 1602), it is the policy of the United States,
23 in fulfillment of the special trust responsibilities and
24 legal obligations to Indians of the United States, in-
25 cluding Indians living in urban settings—

1 (i) to ensure the highest possible health
2 status for Indians and to provide all resources
3 necessary to effect that policy;

4 (ii) to raise the health status of Indians to
5 at least the levels set forth in the goals con-
6 tained within the Healthy People 2010 initiative
7 or successor objectives;

8 (iii) to ensure maximum Indian participa-
9 tion in the direction of health care services so
10 as to render the persons administering such
11 services and the services themselves more re-
12 sponsive to the needs and desires of Indian
13 communities;

14 (iv) to increase the proportion of all de-
15 grees in the health professions and allied and
16 associated health professions awarded to Indi-
17 ans so that the proportion of Indian health pro-
18 fessionals in each Indian Health Service area is
19 raised to at least the level of that of the general
20 population;

21 (v) to require that all actions under that
22 Act shall be carried out with active and mean-
23 ingful consultation with Indian Tribes, and con-
24 ference with Tribal organizations and urban In-

1 dian organizations, to implement that Act and
2 the national policy of Indian self-determination;

3 (vi) to ensure that the United States and
4 Indian Tribes work in a government-to-govern-
5 ment relationship to ensure quality health care
6 for all Tribal members; and

7 (vii) to provide funding for programs and
8 facilities operated by Indian Tribes and Tribal
9 organizations in amounts that are not less than
10 the amounts provided to programs and facilities
11 operated directly by the Indian Health Service;

12 (6) legal challenges to that Act and the Patient
13 Protection and Affordable Care Act (Public Law
14 111–148; 124 Stat. 119) are harmful;

15 (7) legislation to address the opioid and sub-
16 stance use epidemic facing American Indian, Alaska
17 Native, and Native Hawaiian communities (known
18 as the “Comprehensive Addiction Resources Emer-
19 gency Act of 2021”, S. 3418 and H.R. 6311, 117th
20 Congress, as introduced on December 16, 2021)
21 should be enacted without delay; and

22 (8) legislation to provide significant resources
23 to Indian Tribes to combat child abuse and neglect
24 (known as the “American Indian and Alaska Native
25 Child Abuse Prevention and Treatment Act”, S.

1 1868 and H.R. 1566, 117th Congress, as introduced
 2 on May 26, 2021, and March 3, 2021, respectively)
 3 should be enacted without delay.

4 **SEC. 203. MANDATORY FUNDING FOR INDIAN HEALTH**
 5 **SERVICE.**

6 (a) **ESTABLISHMENT.**—There is established in the
 7 Treasury an account, to be known as the “Indian Health
 8 Services Operations Account”, into which shall be depos-
 9 ited all amounts appropriated or otherwise made available
 10 according to the recommendations of the national Tribal
 11 Budget Formulation Workgroup, as of the date of enact-
 12 ment of this Act, to carry out the Indian Health Care Im-
 13 provement Act (25 U.S.C. 1601 et seq.) and any other
 14 program relating to or operated by the Indian Health
 15 Service.

16 (b) **APPROPRIATION.**—There are authorized to be ap-
 17 propriated, and there are appropriated, out of any monies
 18 in the Treasury not otherwise appropriated, the following
 19 amounts, which shall be deposited in the Indian Health
 20 Services Operations Account:

21 (1) For fiscal year 2025, \$53,852,801,000.

22 (2) For fiscal year 2026, \$63,040,338,000.

23 (3) For fiscal year 2027 and each fiscal year
 24 thereafter, an amount equal to the sum of—

(A) the amount appropriated for the previous fiscal year, as adjusted annually to reflect the change in the medical care component of the consumer price index for all urban consumers (U.S. city average); and

(B) as applicable—

(i) 1.8 percent of the amount appropriated for the previous fiscal year; or

(ii) the percentage of the amount appropriated for the previous fiscal year determined under subsection (c)(2).

(c) ADJUSTMENTS AFTER FISCAL YEAR 2026.—

(1) STUDY.—Not later than September 30, 2026, and not less frequently than once every 10 years thereafter, the Comptroller General of the United States shall conduct a study, in consultation with Indian Tribes, Tribal organizations, and urban Indian organizations, to determine whether the population served by the Indian Health Service has continued to grow by 1.8 percent per year.

(2) ADJUSTMENT.—If the Comptroller General determines under the study conducted under paragraph (1) that the actual rate of growth of the population described in that paragraph is higher than 1.8 percent, for purposes of subsection (b)(3)(B)(ii), the

1 percentage by which the amount appropriated for
2 the previous fiscal year shall be adjusted to reflect
3 the actual rate of growth determined by the study.

4 (d) SHORTFALLS AND REPORT.—

5 (1) IN GENERAL.—Not later than the end of
6 fiscal year 2025, the Secretary of Health and
7 Human Services shall submit to the Committees on
8 the Budget, Health, Education, Labor, and Pen-
9 sions, and Indian Affairs of the Senate and the
10 Committee on the Budget, the Subcommittee on
11 Health of the Committee on Energy and Commerce,
12 and the Subcommittee for Indian and Insular Af-
13 fairs of the Committee on Natural Resources of the
14 House of Representatives a publicly available report,
15 developed in consultation with Indian Tribes, that
16 proposes an item of appropriation, according to the
17 recommendations of the national Tribal Budget For-
18 mulation Workgroup, for shortfalls for funds related
19 to the lease of a facility used for administration and
20 delivery of Indian Health Service programs pursuant
21 to section 105(l) of the Indian Self-Determination
22 Act (25 U.S.C. 5324(l)), including supporting docu-
23 mentation on the methods used by the Secretary of
24 Health and Human Services to determine the
25 amount of shortfalls.

1 (2) ADDITIONAL APPROPRIATIONS.—

2 (A) FACILITY LEASING.—

3 (i) IN GENERAL.—In addition to the
4 amount appropriated for a fiscal year for
5 the Indian Health Services Operations Ac-
6 count, there is authorized to be appro-
7 priated for fiscal year 2025, and each fis-
8 cal year thereafter, and there is appro-
9 priated, out of any monies in the Treasury
10 not otherwise appropriated, the amount re-
11 quested by the report under paragraph (1).

12 (ii) ADJUSTMENT FOR INFLATION.—

13 The amount made available under clause
14 (i) for fiscal year 2026 and each fiscal year
15 thereafter shall be adjusted annually to re-
16 flect the change in the medical care compo-
17 nent of the consumer price index for all
18 urban consumers (U.S. city average).

19 (B) CONTRACT SUPPORT COSTS.—In addi-
20 tion to the amount appropriated for a fiscal
21 year for the Indian Health Services Operations
22 Account, there is authorized to be appropriated
23 for fiscal year 2025, and each fiscal year there-
24 after, for contract support costs described in
25 section 106 of the Indian Self-Determination

1 Act (25 U.S.C. 5325) an amount determined by
 2 the Secretary of the Interior to cover any short-
 3 falls for the operation of the programs and por-
 4 tions for periods covered by the contract sup-
 5 port costs.

6 **SEC. 204. SANITATION FACILITIES CONSTRUCTION PRO-**
 7 **GRAM.**

8 Section 7 of the Act of August 5, 1954 (42 U.S.C.
 9 2004a), is amended by adding at the end the following:

10 “(d) FUNDING.—

11 “(1) IN GENERAL.—There are authorized to be
 12 appropriated, and there are appropriated, out of any
 13 monies in the Treasury not otherwise appropriated,
 14 to carry out this section—

15 “(A) \$1,200,000,000 for each of fiscal
 16 years 2025 through 2027; and

17 “(B) \$1,900,000,000 for fiscal year 2028
 18 and each fiscal year thereafter.

19 “(2) ADJUSTMENT FOR INFLATION.—The
 20 amount made available under paragraph (1) for fis-
 21 cal year 2026 and each fiscal year thereafter shall
 22 be adjusted annually to reflect the change in the
 23 Consumer Price Index for All Urban Consumers
 24 published by the Bureau of Labor Statistics.”.

1 **SEC. 205. SPECIAL DIABETES PROGRAMS FOR INDIANS.**

2 Section 330C of the Public Health Service Act (42
3 U.S.C. 254c-3) is amended—

4 (1) in subsection (c)(2)—

5 (A) by redesignating subparagraphs (A)
6 through (E) as clauses (i) through (v), respec-
7 tively, and indenting appropriately;

8 (B) in the matter preceding clause (i) (as
9 so redesignated), by striking “For the purpose”
10 and inserting the following:

11 “(A) IN GENERAL.—For the purpose”;

12 (C) in subparagraph (A) (as so redesign-
13 ated)—

14 (i) in clause (iv) (as so redesignated),
15 by striking “and” at the end;

16 (ii) in clause (v) (as so redesignated),
17 by striking “2024, to remain available
18 until expended.” and inserting “2024;
19 and”; and

20 (iii) by adding at the end the fol-
21 lowing:

22 “(vi) subject to subparagraph (B),
23 \$300,000,000 for each of fiscal years 2025
24 through 2034, to remain available until ex-
25 pended.”; and

26 (D) by adding at the end the following:

1 “(B) ADJUSTMENT FOR INFLATION.—The
 2 amount authorized to be appropriated under
 3 subparagraph (A)(vi) for each of fiscal years
 4 2026 through 2034 shall be adjusted annually
 5 to reflect the change in the medical care compo-
 6 nent of the consumer price index for all urban
 7 consumers (U.S. city average).”;

8 (2) by redesignating subsection (c) as sub-
 9 section (d); and

10 (3) by inserting after subsection (b) the fol-
 11 lowing:

12 “(c) REQUIREMENT.—Grants provided under sub-
 13 section (a) shall be subject to the requirements of section
 14 7(b) of the Indian Self-Determination and Education As-
 15 sistance Act (25 U.S.C. 5307(b)).”.

16 **SEC. 206. SPECIAL DIABETES PROGRAM FOR NATIVE HA-**
 17 **WAIANS.**

18 Section 6 of the Native Hawaiian Health Care Im-
 19 provement Act (42 U.S.C. 11705) is amended by adding
 20 at the end the following:

21 “(i) SPECIAL DIABETES PROGRAM FOR NATIVE HA-
 22 WAIANS.—

23 “(1) IN GENERAL.—The Secretary shall make
 24 grants for providing services for the prevention and

1 treatment of diabetes in accordance with subsection
2 (b).

3 “(2) SERVICES THROUGH NATIVE HAWAIIAN
4 HEALTH CARE SYSTEMS FACILITIES.—For purposes
5 of subsection (a), services provided under that sub-
6 section are provided in accordance with this sub-
7 section if those services are provided through the
8 Native Hawaiian Health Care Systems.

9 “(3) APPROPRIATIONS.—For the purpose of
10 making grants under this section, there is appro-
11 priated, out of any money in the Treasury not other-
12 wise appropriated, \$9,000,000 for each fiscal year.”.

13 **SEC. 207. PERMANENT EXTENSION OF FULL FEDERAL MED-**
14 **ICAL ASSISTANCE PERCENTAGE TO URBAN**
15 **INDIAN ORGANIZATIONS.**

16 Section 1905(b) of the Social Security Act (42 U.S.C.
17 1396d(b)) is amended, in the third sentence, by striking
18 “for the 8 fiscal year quarters beginning with the first
19 fiscal year quarter beginning after the date of the enact-
20 ment of the American Rescue Plan Act of 2021” and in-
21 serting “for each fiscal quarter beginning on or after April
22 1, 2021”.

23 **SEC. 208. QUALIFIED INDIAN PROVIDER SERVICES.**

24 Section 1905 of the Social Security Act (42 U.S.C.
25 1396d) is amended—

1 (1) in subsection (a)(2)—

2 (A) by striking “, and (C)” and inserting
3 “, (C)”; and

4 (B) by inserting “, and (D) qualified In-
5 dian provider services (as defined in subsection
6 (l)(4))” after “included in the plan”; and

7 (2) in subsection (l), by adding at the end the
8 following:

9 “(4)(A) The term ‘qualified Indian provider
10 services’ means services—

11 “(i) for which medical assistance is other-
12 wise available under the State plan (or a waiver
13 of such plan); and

14 “(ii) that are furnished by an Indian
15 health care provider (as defined in subpara-
16 graph (B)) to an individual who—

17 “(I) is eligible for medical assistance
18 under the State plan (or waiver); and

19 “(II) is eligible to receive services
20 from the Indian Health Service.

21 “(B) The term ‘Indian health care provider’
22 means a health program operated by the Indian
23 Health Service or by an Indian tribe or tribal orga-
24 nization (as those terms are defined in section 4 of
25 the Indian Health Care Improvement Act (25 U.S.C.

1 1603)) or inter-tribal consortium (as defined in sec-
 2 tion 501(a) of the Indian Self-Determination and
 3 Education Assistance Act (25 U.S.C. 5381(a))) or
 4 through an urban Indian organization (as defined in
 5 section 4 of the Indian Health Care Improvement
 6 Act (25 U.S.C. 1603)) operating pursuant to a
 7 grant or contract with the Indian Health Service
 8 under title V of the Indian Health Care Improve-
 9 ment Act or as a permanent program within the In-
 10 dian Health Services direct care program.

11 “(C) Notwithstanding any other provision of
 12 law, qualified Indian provider services may be pro-
 13 vided by authorized non-physician practitioners
 14 working within the scope of their license, certifi-
 15 cation, or authorized practice under Federal, State,
 16 or Tribal law.”.

17 **SEC. 209. REMOVE LIMITATION ON PAYMENT FOR SERV-**
 18 **ICES FURNISHED BY INDIAN HEALTH CARE**
 19 **PROVIDERS OUTSIDE A CLINIC FACILITY.**

20 Section 1905(a)(9) of the Social Security Act (42
 21 U.S.C. 1396d(a)(9)) is amended by inserting “and includ-
 22 ing such services furnished in any location by or through
 23 an Indian Health Care Provider as defined in subsection
 24 (l)(4)(B)” before the semicolon at the end.

1 **SEC. 210. NATIVE HAWAIIAN HEALTH CARE.**

2 (a) EXTENSION OF FEDERAL TORT CLAIMS ACT
3 COVERAGE TO NATIVE HAWAIIAN HEALTH CARE SYS-
4 TEMS.—Section 6 of the Native Hawaiian Health Care
5 Improvement Act (42 U.S.C. 11705) is amended—

6 (1) by redesignating subsections (h) and (i) (as
7 added by section 206) as subsections (i) and (j), re-
8 spectively;

9 (2) by inserting after subsection (g) the fol-
10 lowing:

11 “(h) FEDERAL TORT CLAIMS ACT COVERAGE.—

12 “(1) NATIVE HAWAIIAN HEALTH CARE SYS-
13 TEMS.—A Native Hawaiian health care system shall
14 be considered to be a Federal agency for purposes
15 of claims under sections 1346(b) and 2672 of title
16 28, United States Code, for money damages for per-
17 sonal injury, including death, resulting from the per-
18 formance of functions by the Native Hawaiian
19 health care system.

20 “(2) OFFICERS AND EMPLOYEES.—An indi-
21 vidual who is an officer or employee of a Native Ha-
22 waiian health care system shall—

23 “(A) be considered to be an employee of
24 the Department of Health and Human Services
25 for purposes of claims under sections 1346(b)
26 and 2672 of title 28, United States Code, for

1 money damages for personal injury, including
 2 death, resulting from the performance of func-
 3 tions within the scope of employment of the in-
 4 dividual; and

5 “(B) be considered to be an employee of
 6 the Public Health Service performing medical,
 7 surgical, dental, or related functions for pur-
 8 poses of ensuring that the remedy provided by
 9 sections 1346(b) and 2672 of title 28, United
 10 States Code, is exclusive of any other civil ac-
 11 tion or proceeding by reason of the same sub-
 12 ject matter against—

13 “(i) that individual; or

14 “(ii) the estate of that individual.”;

15 and

16 (3) by striking subsection (i) (as so redesign-
 17 ated) and inserting the following:

18 “(i) FUNDING.—

19 “(1) IN GENERAL.—Subject to paragraph (2),
 20 there are authorized to be appropriated to carry out
 21 this section, and there are appropriated, out of any
 22 monies in the Treasury not otherwise appropriated,
 23 \$47,000,000 for fiscal year 2025, an additional
 24 \$9,000,000 per year for each fiscal year until fiscal

1 year 2037, and \$155,000,000 each fiscal year there-
2 after.

3 “(2) ADJUSTMENT FOR INFLATION.—The
4 amount made available under paragraph (1) for fis-
5 cal year 2038 and each fiscal year thereafter shall
6 be adjusted annually to reflect the change in the
7 Consumer Price Index for All Urban Consumers
8 published by the Bureau of Labor Statistics.”.

9 (b) EXTENSION OF FULL FEDERAL MEDICAL AS-
10 SISTANCE PERCENTAGE TO SERVICES FURNISHED BY NA-
11 TIVE HAWAIIAN HEALTH CARE SYSTEMS.—Section
12 1905(b) of the Social Security Act (42 U.S.C. 1396d(b))
13 is amended, in the third sentence, by striking “for such
14 8 fiscal year quarters,” and inserting “for each fiscal
15 quarter beginning on or after April 1, 2021,”.

16 (c) PERMANENT REMOVAL OF MATCHING REQUIRE-
17 MENTS.—Section 6 of the Native Hawaiian Health Care
18 Improvement Act (42 U.S.C. 11705) is amended—

19 (1) by striking subsection (e); and

20 (2) by redesignating subsections (f) through (j)

21 (as redesignated by subsection (a)(1)) as subsections

22 (e) through (i), respectively.

1 **SEC. 211. FUNDING FOR TRIBAL EPIDEMIOLOGY CENTERS.**

2 (a) IN GENERAL.—Section 214 of the Indian Health
3 Care Improvement Act (25 U.S.C. 1621m) is amended by
4 adding at the end the following:

5 “(f) FUNDING.—

6 “(1) IN GENERAL.—There is authorized to be
7 appropriated, and there is appropriated, out of any
8 monies in the Treasury not otherwise appropriated,
9 \$60,000,000 for fiscal year 2025 and each fiscal
10 year thereafter for epidemiology centers established
11 under this section.

12 “(2) ADJUSTMENT FOR INFLATION.—The
13 amount made available under paragraph (1) for fis-
14 cal year 2026 and each fiscal year thereafter shall
15 be adjusted annually to reflect the change in the
16 medical care component of the consumer price index
17 for all urban consumers (U.S. city average).”.

18 (b) TECHNICAL AMENDMENT.—Section 214(e)(3) of
19 the Indian Health Care Improvement Act (25 U.S.C.
20 1621m(e)(3)) is amended by striking “Public Law104–
21 191” and inserting “Public Law 104–291”.

22 **SEC. 212. STATE OPTION TO PROVIDE MEDICAL ASSIST-**
23 **ANCE FOR RESIDENTIAL ADDICTION TREAT-**
24 **MENT FACILITY SERVICES.**

25 (a) IN GENERAL.—Section 1905 of the Social Secu-
26 rity Act (42 U.S.C. 1396d) is amended—

1 (1) in subsection (a)(16)—

2 (A) by striking “as defined in subsection
3 (h), and, (B)” and inserting “as defined in sub-
4 section (h)(1), (B)”; and

5 (B) by inserting “, and (C) residential ad-
6 diction treatment facility services (as defined in
7 subsection (h)(3)), if offered as part of a full
8 continuum of evidence-based treatment services
9 provided under the State plan, including resi-
10 dential, outpatient, and community-based care,
11 for individuals with substance use disorders”
12 before the semicolon; and

13 (2) in subsection (h)—

14 (A) in paragraph (1), by striking “para-
15 graph (16) of subsection (a)” and inserting
16 “subsection (a)(16)(A)”; and

17 (B) by adding at the end the following:

18 “(3)(A) For purposes of subsection (a)(16)(C),
19 the term ‘residential addiction treatment facility
20 services’ means, subject to subparagraph (B), inpa-
21 tient services provided—

22 “(i) to an individual for the purpose of
23 treating a substance use disorder that are fur-
24 nished to an individual in the State for not
25 more than 60 consecutive days (on a statewide

1 average basis), provided that upon completion
2 of each period of 30 consecutive days of treat-
3 ment, the individual is assessed and determined
4 to have progressed through the clinical con-
5 tinuum of care, in accordance with criteria es-
6 tablished by the Secretary, in consultation with
7 the American Society of Addiction Medicine,
8 and requires continued medically necessary
9 treatment and social support services to pro-
10 mote recovery, stable transition to ongoing
11 treatment, and discharge; and

12 “(ii) in a facility that is accredited for the
13 treatment of substance use disorders by the
14 Joint Commission on Accreditation of
15 Healthcare Organizations, the Commission on
16 Accreditation of Rehabilitation Facilities, the
17 Council on Accreditation, or any other accred-
18 iting agency that the Secretary deems appro-
19 priate as necessary to ensure nationwide appli-
20 cability, including qualified national organiza-
21 tions and State-level accrediting agencies.

22 “(B) The State agency responsible for admin-
23 istering the State plan under this title shall establish
24 procedures to ensure that, with respect to any facil-
25 ity providing residential addiction treatment facility

1 services in a fiscal year, the number of beds used by
2 the facility to provide such services during such year
3 is consistent with State licensure standards.

4 “(C) The provision of medical assistance for
5 residential addiction treatment facility services to an
6 individual shall not prohibit Federal financial par-
7 ticipation for medical assistance for items or services
8 that are provided to the individual in or away from
9 the residential addiction treatment facility during
10 any 30-day period in which the individual is receiv-
11 ing residential addiction treatment facility services.

12 “(D) A woman who is eligible for medical as-
13 sistance on the basis of being pregnant and who is
14 furnished residential addiction treatment facility
15 services during any 30-day period may remain eligi-
16 ble for, and continue to be furnished with, such serv-
17 ices for additional 30-day periods without regard to
18 any eligibility limit that would otherwise apply to the
19 woman as a result of her pregnancy ending, subject
20 to assessment by the facility and a determination
21 based on medical necessity related to substance use
22 disorder and the impact of substance use disorder on
23 birth outcomes.”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to items and services furnished on
3 or after January 1, 2025.

4 **SEC. 213. CONFERRING WITH URBAN INDIAN ORGANIZA-**
5 **TIONS.**

6 (a) DEFINITION OF CONFER.—In this section, the
7 term “confer” means to engage in an open and free ex-
8 change of information and opinions that—

9 (1) leads to mutual understanding and com-
10 prehension; and

11 (2) emphasizes trust, respect, and shared re-
12 sponsibility.

13 (b) REQUIREMENTS.—

14 (1) HHS.—The Secretary of Health and
15 Human Services, to the maximum extent practicable,
16 shall confer with urban Indian organizations in car-
17 rying out health services of the Department of
18 Health and Human Services.

19 (2) VA.—The Secretary of Veteran Affairs, to
20 the maximum extent practicable, shall confer with
21 urban Indian organizations in carrying out health
22 services of the Department of Veteran Affairs.

1 **SEC. 214. MEDICAID WORK REQUIREMENT EXEMPTION.**

2 Section 1902 of the Social Security Act (42 U.S.C.
3 1396a) is amended by adding at the end the following new
4 subsection:

5 “(uu) NONAPPLICATION OF WORK REQUIREMENTS
6 TO INDIANS.—In the case of a State that conditions an
7 individual’s eligibility for medical assistance upon such in-
8 dividual’s satisfaction of a requirement that the individual
9 be employed, enrolled in school, participate in a work ac-
10 tivity (as defined in section 407(d) or otherwise by the
11 State), or participate in other community engagement ac-
12 tivity, the State shall not apply such condition to an indi-
13 vidual who is an Indian (as defined in section 447.51 of
14 title 42, Code of Federal Regulations (or a successor regu-
15 lation)).”.

16 **SEC. 215. MEDICAID PROGRAM POLICIES FOR MEMBERS OF**
17 **INDIAN TRIBES.**

18 The Secretary of Health and Human Services—

19 (1) may waive compliance with any requirement
20 of title XIX of the Social Security Act (42 U.S.C.
21 1396 et seq.) in a manner that is specific to—

22 (A) persons who are Indian (as defined in
23 section 4 of the Indian Health Care Improve-
24 ment Act (25 U.S.C. 1603)); and

25 (B) facilities of the Indian Health Service
26 and urban Indian organizations;

(2) shall not waive compliance with any requirement of title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) that is specific to persons who are Indian (as so defined) if such waiver would—

(A) reduce the amount, duration, or scope of benefits available to such persons under such Act; or

(B) impose restrictions, premiums or cost-sharing, or additional conditions on the receipt of benefits under such Act by such persons; and

(3) shall not waive any requirement relating to Tribal consultation or conference with urban Indian organizations as required by any Federal law, rule, or regulation.

SEC. 216. ELEVATION OF IHS DIRECTOR TO ASSISTANT SECRETARY FOR INDIAN HEALTH.

(a) IN GENERAL.—Section 601 of the Indian Health Care Improvement Act (25 U.S.C. 1661) is amended—

(1) in subsection (a)—

(A) in paragraph (1), by striking “tribes” and inserting “Tribes”;

(B) in paragraph (2)—

(i) in the paragraph heading, by striking “DIRECTOR” and inserting “ASSISTANT SECRETARY FOR INDIAN HEALTH”;

1 (ii) in the first sentence, by striking
2 “a Director” and inserting “an Assistant
3 Secretary for Indian Health (referred to in
4 this section as the ‘Assistant Secretary’)”;

5 (iii) in the second sentence, by strik-
6 ing “The Director shall report” and insert-
7 ing “The Assistant Secretary shall report
8 directly”;

9 (iv) in the third sentence, by striking
10 “the Director” and inserting “the Assist-
11 ant Secretary”; and

12 (v) in the fourth sentence, by striking
13 “A Director” and inserting “An Assistant
14 Secretary”;

15 (C) in paragraph (3), by striking “the In-
16 dian Health Care Improvement Reauthorization
17 and Extension Act of 2009 shall serve as Direc-
18 tor” and inserting “the Honoring Promises to
19 Native Nations Act shall serve as Assistant Sec-
20 retary”;

21 (D) in paragraph (4), in the matter pre-
22 ceding subparagraph (A), by striking “Direc-
23 tor” and inserting “Assistant Secretary”; and

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

1 “(5) DEPUTY ASSISTANT SECRETARY; OTHER
2 OFFICERS AND EMPLOYEES.—The Assistant Sec-
3 retary, with the approval of the Secretary, may—

4 “(A) appoint a Deputy Assistant Sec-
5 retary; and

6 “(B) employ and prescribe the functions of
7 such officers and employees, including attor-
8 neys, as are necessary to administer the activi-
9 ties of the Service.”;

10 (2) in subsection (c)—

11 (A) in the matter preceding paragraph (1),
12 by striking “Director” and inserting “Assistant
13 Secretary”;

14 (B) in paragraph (1), by striking “the In-
15 dian Health Care Improvement Reauthorization
16 and Extension Act of 2009” and inserting “the
17 Honoring Promises to Native Nations Act”;
18 and

19 (C) in paragraph (3)—

20 (i) in subparagraph (B), by inserting
21 “(commonly known as the ‘Snyder Act’)”
22 before “(25 U.S.C. 13)”;

23 (ii) in subparagraph (E), by striking
24 “(25 U.S.C. 450 et seq.)” and inserting
25 “(25 U.S.C. 5301 et seq.)”; and

1 (3) in subsection (d)(1), in the matter pre-
2 ceding subparagraph (A), by striking “Director” and
3 inserting “Assistant Secretary”.

4 (b) REFERENCES.—Any reference to the Director of
5 the Indian Health Service in any Federal law, Executive
6 order, rule, regulation, or delegation of authority, or in
7 any document of or relating to the Director of the Indian
8 Health Service, shall be deemed to be a reference to the
9 Assistant Secretary for Indian Health.

10 (c) CONFORMING AMENDMENTS.—

11 (1) Section 603(b) of the Indian Health Care
12 Improvement Act (25 U.S.C. 1663(b)) is amended
13 by striking “Office of the Director” and inserting
14 “Office of the Assistant Secretary for Indian
15 Health”.

16 (2) Section 604(b) of the Indian Health Care
17 Improvement Act (25 U.S.C. 1663a(b)) is amended,
18 in each of paragraphs (2) and (3), by striking “Of-
19 fice of the Director” and inserting “Office of the As-
20 sistant Secretary for Indian Health”.

21 (d) RATE OF BASIC PAY.—

22 (1) POSITIONS AT LEVEL IV.—Section 5315 of
23 title 5, United States Code, is amended by striking
24 “Assistant Secretaries of Health and Human Serv-

1 ices (6)” and inserting “Assistant Secretaries of
2 Health and Human Services (7)”.

3 (2) POSITIONS AT LEVEL V.—Section 5316 of
4 title 5, United States Code, is amended by striking
5 “Director, Indian Health Service, Department of
6 Health and Human Services.”.

7 **SEC. 217. INCLUSION OF URBAN INDIAN ORGANIZATIONS**
8 **IN THE NATIONAL COMMUNITY HEALTH AIDE**
9 **PROGRAM.**

10 Section 119 of the Indian Health Care Improvement
11 Act (25 U.S.C. 1616l) is amended—

12 (1) in subsection (d)—

13 (A) in paragraph (2)—

14 (i) in subparagraph (A), by striking
15 “and” at the end;

16 (ii) in subparagraph (B), by striking
17 the period at the end and inserting “;
18 and”; and

19 (iii) by adding at the end the fol-
20 lowing:

21 “(C) shall include urban Indian organiza-
22 tions.”; and

23 (B) in paragraph (3)—

24 (i) in the paragraph heading, by strik-
25 ing “OR TRIBAL ORGANIZATION” and in-

serting “, TRIBAL ORGANIZATION, OR
URBAN INDIAN ORGANIZATION”; and

(ii) by striking “or tribal organiza-
tion” each place it appears and inserting “,
tribal organization, or urban Indian orga-
nization”; and

(2) in subsection (e), by striking “or a tribal or-
ganization” and inserting “a tribal organization, or
an urban Indian organization”.

TITLE III—EDUCATION

SEC. 301. FINDINGS.

Congress finds that—

(1)(A) Native American students experience
discernible disparities in access to educational oppor-
tunities compared to their non-Native-American
peers; and

(B) those disparities in educational opportuni-
ties—

(i) have a profound impact on the social
and economic opportunities and well-being of
Native American students and Native American
communities; and

(ii) mean that Native American students
are likely to experience disproportionate levels
of discipline while in school that leads to those

1 students being suspended or expelled, increas-
2 ing the likelihood of those students to be in-
3 volved in the school-to-prison pipeline;

4 (2) the Federal Government has failed in its
5 trust obligation to provide educational services that
6 address the unique situation of Native American stu-
7 dents;

8 (3)(A) a majority of Native American students
9 attend public schools, many of which lack curricula
10 that provide historically accurate and culturally com-
11 petent representation or discussion of Native Ameri-
12 cans and their history in the United States; and

13 (B) the failure to include historically accurate
14 and culturally competent curricula leads to a lack of
15 understanding for all students of the history and
16 contributions of Native Americans;

17 (4)(A) Native American students make up 1.1
18 percent of students attending public schools;

19 (B) Native American students have the lowest
20 high school graduation rates and the lowest scores
21 on reading and mathematics elementary and sec-
22 ondary school standardized tests;

23 (C) students attending schools funded by the
24 Bureau of Indian Affairs (referred to in this title as
25 “Bureau-funded schools”) have lower academic

1 scores than their non-Native American peers who at-
2 tend public school; and

3 (D) educational disparities continue into higher
4 education, with only 16 percent of Native American
5 students obtaining a bachelor's degree compared to
6 the national average of 36 percent of individuals in
7 the same age group;

8 (5)(A) the enactment of the Indian Self-Deter-
9 mination and Education Assistance Act (25 U.S.C.
10 5301 et seq.) allowed federally recognized Indian
11 Tribes to contract with the Bureau-funded schools
12 and provide education programs;

13 (B) with 183 Bureau-funded schools, the Bu-
14 reau of Indian Education is obligated to provide cul-
15 turally relevant, high-quality education opportunities
16 to Native American students; and

17 (C) Bureau-funded schools consistently struggle
18 to recruit and retain qualified and effective teachers
19 due to noncompetitive salaries, isolated rural set-
20 tings, difficult work environments, lack of job oppor-
21 tunities for spouses and partners, and marginal
22 housing opportunities; and

23 (6)(A) American Indian and Alaska Native trib-
24 ally chartered colleges and universities (referred to
25 in this section as "TCUs") were established begin-

1 ning in the late 1960s due to the failure of the
2 United States higher education system to include
3 American Indians;

4 (B) in addition to providing place-based and
5 culturally grounded higher and career and technical
6 education, TCUs are charged with preserving and
7 revitalizing Tribal cultures, languages and lands,
8 and strengthening Tribal sovereignty; and

9 (C) TCUs face significant challenges and in-
10 equities, including—

11 (i) the lack of adequate operating funding
12 from the Department of the Interior;

13 (ii) the inability to grow endowments; and

14 (iii) a disproportionate number of students
15 living in poverty, suffering food and housing in-
16 security, and unprepared for post-secondary
17 education.

18 **SEC. 302. SENSE OF CONGRESS.**

19 It is the sense of Congress that Congress should—

20 (1) provide full funding for Tribal Colleges and
21 Universities and Bureau-funded schools, including
22 increased funding to develop lessons and curricula
23 that provide culturally competent and historically ac-
24 curate information;

1 (2) provide increased funding to recruit and re-
2 tain teachers at schools that serve a high proportion
3 of Native students, including Bureau-funded schools,
4 in order to address the educational disparities faced
5 by Native American students described in section
6 301;

7 (3) provide full funding for school construction
8 and repairs at Bureau-funded schools, which have
9 lacked longstanding adequate funding and
10 prioritization, to correct facilities operations ineffi-
11 ciencies that contribute to the chronic poor edu-
12 cational outcomes and performance of students at
13 those schools; and

14 (4) increase and make permanent pro-
15 grammatic funding for Native American language
16 programs to restore the elimination of traditional
17 languages that colonial education forced on Native
18 American students during the Assimilation Era.

19 **SEC. 303. MANDATORY FUNDING FOR TRIBAL COLLEGES**
20 **AND UNIVERSITIES.**

21 Section 371(b) of the Higher Education Act of 1965
22 (20 U.S.C. 1067q(b)) is amended—

23 (1) in paragraph (1)—

24 (A) by striking subparagraph (A) and in-
25 serting the following:

1 “(A) PROVISION OF FUNDS.—There shall
 2 be available to the Secretary to carry out this
 3 section, from funds in the Treasury not other-
 4 wise appropriated, \$300,000,000 for fiscal year
 5 2025 and each fiscal year thereafter.”; and

6 (B) by adding at the end the following:

7 “(C) ADJUSTMENT FOR INFLATION.—The
 8 amount made available under paragraph (1)(A)
 9 for fiscal year 2026 and each fiscal year there-
 10 after shall be adjusted annually to reflect the
 11 change in the Consumer Price Index for All
 12 Urban Consumers published by the Bureau of
 13 Labor Statistics.”; and

14 (2) in paragraph (2)—

15 (A) in subparagraph (A)—

16 (i) in each of clauses (i) and (ii), by
 17 striking “\$100,000,000” and inserting
 18 “\$117,500,000”; and

19 (ii) in clause (iii), by striking
 20 “\$55,000,000” and inserting
 21 “\$65,000,000”; and

22 (B) in subparagraph (D)—

23 (i) in clause (i), by striking
 24 “\$30,000,000” each place the term ap-
 25 pears and inserting “\$35,000,000”;

1 (ii) in clause (ii), by striking
 2 “\$15,000,000” each place the term ap-
 3 pears and inserting “\$18,000,000”; and
 4 (iii) in each of clauses (iii) and (iv),
 5 by striking “\$5,000,000” and inserting
 6 “\$6,000,000”.

7 **SEC. 304. EXPANDING INSTRUCTION AND OUTREACH BY**
 8 **TRIBAL COLLEGES AND UNIVERSITIES AND**
 9 **OTHER AMENDMENTS.**

10 (a) SECTION HEADING.—The section heading for
 11 section 316 of the Higher Education Act of 1965 (20
 12 U.S.C. 1059c) is amended by striking “**AMERICAN IN-**
 13 **DIAN TRIBALLY CONTROLLED COLLEGES AND UNI-**
 14 **VERSITIES**” and inserting “**TRIBAL COLLEGES AND**
 15 **UNIVERSITIES**”.

16 (b) AUTHORIZED ACTIVITIES.—Section 316(c)(2) of
 17 the Higher Education Act of 1965 (20 U.S.C.
 18 1059c(c)(2)) is amended—

19 (1) in subparagraph (D), by striking “Indians”
 20 and all that follows through “policy” and inserting
 21 the following: “American Indians and Alaska Na-
 22 tives are underrepresented, instruction in Native
 23 American languages, and instruction and programs
 24 to support Tribal governance, Tribal public policy,
 25 and Tribal history and sovereignty”; and

1 (2) in subparagraph (L), by striking “outreach”
2 and all that follows through “education;” and insert-
3 ing the following: “outreach and recruitment activi-
4 ties and programs that encourage American Indian
5 and Alaska Native elementary school students, sec-
6 ondary school students, and community members to
7 develop the academic skills and the interest to pur-
8 sue and succeed in postsecondary education;”.

9 (c) APPLICATION, PLAN, ALLOCATION.—Section
10 316(d) of the Higher Education Act of 1965 (20 U.S.C.
11 1059c(d)) is amended—

12 (1) by striking paragraph (1);

13 (2) by redesignating paragraphs (2) through
14 (4) as paragraphs (1) through (3), respectively; and

15 (3) in paragraph (3) (as so redesignated), by
16 adding at the end the following:

17 “(C) USE OF UNEXPENDED FUNDS.—Any
18 funds paid to an institution and not expended
19 or used for the purposes for which the funds
20 were paid during the 5-year period following the
21 date of the initial grant award, may be carried
22 over and expended during the succeeding 5-year
23 period, if such funds are obligated for a purpose
24 for which the funds were paid during the 5-year

1 period following the date of the initial grant
2 award.”.

3 (d) DEFINITION.—Section 2(a)(4) of the Tribally
4 Controlled Colleges and Universities Assistance Act of
5 1978 (25 U.S.C. 1801(a)(4)) is amended by striking “an
6 institution” and inserting “a public institution”.

7 **SEC. 305. ENDOWMENT FUNDS OF TRIBAL COLLEGES AND**
8 **UNIVERSITIES.**

9 Section 316(c)(3) of the Higher Education Act of
10 1965 (20 U.S.C. 1059c(c)(3)) is amended—

11 (1) by striking subparagraph (B);

12 (2) by redesignating subparagraph (C) as sub-
13 paragraph (B); and

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

15 “(C) SCHOLARSHIPS.—A Tribal College or
16 University that uses grant funds provided under
17 this section to establish or increase an endow-
18 ment fund may use the interest proceeds from
19 such endowment to provide scholarships to stu-
20 dents for the purposes of attending such Tribal
21 College or University.”.

22 **SEC. 306. FULL FUNDING FOR OPERATION OF BUREAU-**
23 **FUNDED SCHOOLS.**

24 (a) INDIAN SCHOOL EQUALIZATION PROGRAM.—

25 There is authorized to be appropriated to carry out the

1 Indian School Equalization Program of the Bureau of In-
2 dian Affairs, and there is appropriated, out of any monies
3 in the Treasury not otherwise appropriated, \$950,000,000
4 for fiscal year 2025 and each fiscal year thereafter.

5 (b) TRIBAL COLLEGES AND UNIVERSITIES OPER-
6 ATIONS.—There is authorized to be appropriated to fund
7 operations at Tribal Colleges or Universities that are au-
8 thorized under titles I and V of the Tribally Controlled
9 Colleges and Universities Assistance Act of 1978 (25
10 U.S.C. 1802 et seq., 1861 et seq.) and the Navajo Com-
11 munity College Act (25 U.S.C. 640a note; Public Law 92–
12 189), and that originally were authorized under the Act
13 of November 2, 1921 (25 U.S.C. 13) (commonly known
14 as the “Snyder Act”), and there is appropriated, out of
15 any monies in the Treasury not otherwise appropriated,
16 \$150,000,000 for fiscal year 2025 and each fiscal year
17 thereafter.

18 (c) ADJUSTMENT FOR INFLATION.—The amount
19 made available under subsections (a) and (b) for fiscal
20 year 2026 and each fiscal year thereafter shall be adjusted
21 annually to reflect the change in the Consumer Price
22 Index for All Urban Consumers published by the Bureau
23 of Labor Statistics.

1 (d) SPECIAL PROGRAMS AND PROJECTS TO IMPROVE
 2 EDUCATIONAL OPPORTUNITIES FOR INDIAN CHIL-
 3 DREN.—

4 (1) IN GENERAL.—Subpart 2 of part A of title
 5 VI of the Elementary and Secondary Education Act
 6 of 1965 (20 U.S.C. 7441 et seq.) is amended by
 7 adding at the end the following:

8 **“SEC. 6123. FUNDING.**

9 “(a) IN GENERAL.—Subject to subsection (b), there
 10 is authorized to be appropriated to carry out this subpart,
 11 and there is appropriated, out of any monies in the Treas-
 12 ury not otherwise appropriated, \$68,000,000 for fiscal
 13 year 2025 and each fiscal year thereafter.

14 “(b) ADJUSTMENT FOR INFLATION.—The amount
 15 made available under subsection (a) for fiscal year 2026
 16 and each fiscal year thereafter shall be adjusted annually
 17 to reflect the change in the Consumer Price Index for All
 18 Urban Consumers published by the Bureau of Labor Sta-
 19 tistics.”.

20 (2) TABLE OF CONTENTS.—The table of con-
 21 tents for the Elementary and Secondary Education
 22 Act of 1965 is amended by inserting after the item
 23 relating to section 6122 the following:

“Sec. 6123. Funding.”.

24 (e) BUREAU OF INDIAN EDUCATION FACILITIES OP-
 25 ERATIONS.—

1 (1) IN GENERAL.—Subject to paragraph (2),
2 there is authorized to be appropriated for Bureau of
3 Indian Education facilities operations costs, includ-
4 ing costs for electricity, heating fuels, communica-
5 tions, custodial services, and other operation ex-
6 penses, and there is appropriated, out of any monies
7 in the Treasury not otherwise appropriated,
8 \$109,000,000 for fiscal year 2025 and each fiscal
9 year thereafter.

10 (2) ADJUSTMENT FOR INFLATION.—The
11 amount made available under paragraph (1) for fis-
12 cal year 2026 and each fiscal year thereafter shall
13 be adjusted annually to reflect the change in the
14 Consumer Price Index for All Urban Consumers
15 published by the Bureau of Labor Statistics.

16 (f) STUDENT TRANSPORTATION.—

17 (1) IN GENERAL.—Subject to paragraph (2),
18 there is authorized to be appropriated for the costs
19 of transportation of students to Bureau-funded
20 schools, and there is appropriated, out of any monies
21 in the Treasury not otherwise appropriated,
22 \$73,000,000 for fiscal year 2025 and each fiscal
23 year thereafter.

24 (2) ADJUSTMENT FOR INFLATION.—The
25 amount made available under paragraph (1) for fis-

1 cal year 2026 and each fiscal year thereafter shall
2 be adjusted annually to reflect the change in the
3 Consumer Price Index for All Urban Consumers
4 published by the Bureau of Labor Statistics.

5 **SEC. 307. BUREAU OF INDIAN EDUCATION SCHOOL CON-**
6 **STRUCTION, MODERNIZATION, AND REPAIR.**

7 (a) IN GENERAL.—Subject to subsection (b), there
8 are authorized to be appropriated for the costs of con-
9 struction, facilities improvement, modernization, repair,
10 and replacement school construction for Bureau-funded
11 schools, including sanitation, non-mechanical heating, ven-
12 tilation, and air conditioning system repair and replace-
13 ment, and there are appropriated, out of any monies in
14 the Treasury not otherwise appropriated—

15 (1) \$1,000,000,000 for each of fiscal years
16 2025 through 2029; and

17 (2) \$264,300,000 for fiscal year 2030 and each
18 fiscal year thereafter.

19 (b) ADJUSTMENT FOR INFLATION.—The amount
20 made available under subsection (a)(2) for fiscal year
21 2031 and each fiscal year thereafter shall be adjusted an-
22 nually to reflect the change in the Consumer Price Index
23 for All Urban Consumers published by the Bureau of
24 Labor Statistics.

1 **SEC. 308. TRIBAL COLLEGE AND UNIVERSITY CONSTRUC-**
 2 **TION, MODERNIZATION, AND REPAIR.**

3 (a) IN GENERAL.—Section 112 of the Tribally Con-
 4 trolled Colleges and Universities Assistance Act of 1978
 5 (25 U.S.C. 1812) is amended to read as follows:

6 **“SEC. 112. TRIBAL COLLEGE AND UNIVERSITY CONSTRUC-**
 7 **TION, MODERNIZATION, AND REPAIR.**

8 “(a) STUDY.—

9 “(1) IN GENERAL.—The Secretary shall con-
 10 duct a study on the condition of facilities of tribally
 11 controlled colleges or universities, including facilities
 12 of Tribal Colleges or Universities (as defined in sec-
 13 tion 316(b) of the Higher Education Act of 1965
 14 (20 U.S.C. 1059c(b))).

15 “(2) REQUIREMENT.—The study under para-
 16 graph (1) shall identify the need for new construc-
 17 tion, renovation, and infrastructure enhancements of
 18 the Tribal Colleges and Universities.

19 “(3) CONTRACT.—The Secretary may conduct
 20 the study required in subsection (a) directly or by
 21 contract.

22 “(b) REPORT.—Not later than 18 months after the
 23 date of enactment of the Honoring Promises to Native Na-
 24 tions Act, the Secretary shall submit a report describing
 25 the results of the study under subsection (a) to—

1 “(1) the Committee on Indian Affairs of the
2 Senate;

3 “(2) the Subcommittee for Indian and Insular
4 Affairs of the Committee on Natural Resources of
5 the House of Representatives;

6 “(3) the Committee on Appropriations of the
7 Senate; and

8 “(4) the Committee on Appropriations of the
9 House of Representatives.”.

10 (b) INFRASTRUCTURE IMPROVEMENT.—Section 113
11 of the Tribally Controlled Colleges and Universities Assist-
12 ance Act of 1978 (25 U.S.C. 1813) is amended to read
13 as follows:

14 **“SEC. 113. INFRASTRUCTURE IMPROVEMENT.**

15 “(a) DEFINITIONS.—In this section:

16 “(1) CONSTRUCTION.—The term ‘construction’
17 includes any measure to address a facility construc-
18 tion, maintenance, renovation, reconstruction, or re-
19 placement need of a Tribal College or University.

20 “(2) TRIBAL COLLEGE OR UNIVERSITY.—The
21 term ‘Tribal College or University’ means a Tribal
22 College or University (as defined in section 316(b)
23 of the Higher Education Act of 1965 (20 U.S.C.
24 1059c(b))) that was in operation as such a Tribal
25 College or University—

1 “(A) during fiscal year 2024; or

2 “(B) for a period of not fewer than 4 con-
 3 secutive fiscal years through an affiliation with
 4 a tribally controlled college or university that
 5 received assistance under this title during fiscal
 6 year 2024.

7 “(b) GRANTS.—Subject to the availability of appro-
 8 priations, the Secretary shall provide to a Tribal College
 9 or University the application of which is approved under
 10 subsection (c) a grant for construction in accordance with
 11 this section.

12 “(c) APPLICATION.—

13 “(1) IN GENERAL.—To be eligible to receive a
 14 grant under this section, a Tribal College or Univer-
 15 sity shall submit to the Secretary an application at
 16 such time, in such manner, and containing such in-
 17 formation as the Secretary may reasonably require.

18 “(2) APPROVAL.—The Secretary shall approve
 19 an application submitted under paragraph (1) if the
 20 Secretary determines that—

21 “(A) the application meets all applicable
 22 requirements established by the Secretary; and

23 “(B) identifies a need for construction at
 24 the Tribal College or University.

1 “(d) ELIGIBLE ACTIVITIES.—A Tribal College or
2 University shall use a grant provided under this section
3 to address facilities and infrastructure needs, including—

4 “(1) construction of new facilities, including—

5 “(A) classrooms;

6 “(B) administrative offices;

7 “(C) libraries;

8 “(D) health, fitness, and cultural centers;

9 “(E) child care centers;

10 “(F) technology centers;

11 “(G) housing for students, faculty, and
12 staff; and

13 “(H) other facilities necessary to an insti-
14 tution of higher education;

15 “(2) renovating or expanding an existing or ac-
16 quired facility;

17 “(3) providing new or existing facilities with
18 equipment and infrastructure, including—

19 “(A) laboratory equipment;

20 “(B) computer infrastructure and equip-
21 ment;

22 “(C) broadband infrastructure and equip-
23 ment;

24 “(D) library books; and

25 “(E) furniture; and

1 “(4) property acquisition.

2 “(e) NO MATCH REQUIREMENT.—A Tribal College
3 or University that receives a grant under this section shall
4 not be required to make a matching contribution for any
5 Federal amounts received.

6 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
7 is authorized to be appropriated to carry out this section
8 \$525,000,000 for each of fiscal years 2025 through
9 2027.”.

10 (c) CONFORMING AMENDMENT.—Section 110(a)(3)
11 of the Tribally Controlled Colleges and Universities Assist-
12 ance Act of 1978 (25 U.S.C. 1810(a)(3)) is amended by
13 striking “sections 112(b) and 113” and inserting “section
14 112(b)”.

15 **SEC. 309. SUPPORT FOR NATIVE STUDENTS AND EDU-**
16 **CATORS IN NATIVE-SERVING SCHOOLS.**

17 (a) PURPOSE.—The purpose of this section is to ad-
18 dress the shortage of qualified teachers serving American
19 Indian, Alaska Native, and Native Hawaiian elementary
20 school and secondary school students by attracting, and
21 retaining, quality teachers to Native-serving schools, while
22 also increasing the number of American Indian, Alaska
23 Native, and Native Hawaiian teachers in those schools.

24 (b) SUPPORT FOR NATIVE STUDENTS AND EDU-
25 CATORS IN NATIVE-SERVING SCHOOLS.—Part B of title

1 II of the Higher Education Act of 1965 (20 U.S.C. 1031
2 et seq.) is amended by adding at the end the following:

3 **“Subpart 6—Support for Native Students and**
4 **Educators in Native-Serving Schools**

5 **“SEC. 259A. DEFINITIONS.**

6 “In this subpart:

7 “(1) BUREAU-FUNDED SCHOOL.—The term
8 ‘Bureau-funded school’ has the meaning given that
9 term in section 1141 of the Education Amendments
10 of 1978 (25 U.S.C. 2021).

11 “(2) BUREAU OF INDIAN EDUCATION EARLY
12 CHILDHOOD DEVELOPMENT PROGRAM.—The term
13 ‘Bureau of Indian Education early childhood devel-
14 opment program’ means a program operating under
15 a grant authorized by section 1139 of the Education
16 Amendments of 1978 (25 U.S.C. 2019).

17 “(3) ELIGIBLE EDUCATOR.—The term ‘eligible
18 educator’ means an individual who—

19 “(A) received a stipend and mentoring
20 under section 259B;

21 “(B) completed the individual’s program of
22 study and earned an undergraduate or graduate
23 degree in early childhood education, elementary
24 or secondary education, or school administra-

1 tion from an institution of higher education;
2 and

3 “(C) obtains full-time employment in a
4 Native-serving school.

5 “(4) ELIGIBLE STUDENT.—The term ‘eligible
6 student’ means an individual who—

7 “(A) is an Indian or a Native Hawaiian;

8 “(B) is pursuing an undergraduate or
9 graduate degree in early childhood education,
10 elementary or secondary education, or school
11 administration from an institution of higher
12 education; and

13 “(C) in the case of an undergraduate stu-
14 dent, has completed not less than 2 years of
15 study toward the degree described in subpara-
16 graph (B).

17 “(5) INDIAN.—The term ‘Indian’ has the mean-
18 ing given such term in section 316(b).

19 “(6) NATIVE HAWAIIAN.—The term ‘Native
20 Hawaiian’ has the meaning given the term in section
21 6207 of the Elementary and Secondary Education
22 Act of 1965 (20 U.S.C. 7517).

23 “(7) NATIVE-SERVING SCHOOL.—The term ‘Na-
24 tive-serving school’ means—

1 “(A) a Bureau-funded school, including a
2 Bureau of Indian Education early childhood de-
3 velopment program;

4 “(B) a public elementary school or sec-
5 ondary school that, for the school year during
6 which an eligible student or eligible educator is
7 employed at such school for purposes of section
8 259B(d)(2)(B) or 259C, respectively—

9 “(i) has a student enrollment of 25
10 percent or more Indian or Native Hawai-
11 ian students; and

12 “(ii) is located in the school district of
13 a local educational agency eligible for as-
14 sistance under part A of title I of the Ele-
15 mentary and Secondary Education Act of
16 1965;

17 “(C) a Tribal early childhood education
18 program; or

19 “(D) a federally funded early childhood
20 education program that serves a significant
21 number of Native students, as determined by
22 the Secretary in consultation with Indian Tribes
23 and in collaboration with a Native Hawaiian or-
24 ganization.

1 “(8) TRIBAL EARLY CHILDHOOD EDUCATION
2 PROGRAM.—The term ‘Tribal early childhood edu-
3 cation program’ means any of the following pro-
4 grams:

5 “(A) A Head Start or Early Head Start
6 program carried out under the Head Start Act
7 (42 U.S.C. 9831 et seq.) that is located in
8 Head Start region IX or XI.

9 “(B) A Tribal child care and development
10 program carried out under the Child Care and
11 Development Block Grant Act of 1990 (42
12 U.S.C. 9857 et seq.).

13 “(C) A program serving children from
14 birth through age 6 that—

15 “(i) receives funding support from the
16 Native American language preservation
17 and maintenance program carried out
18 under section 803C of the Native Amer-
19 ican Programs Act of 1974 (42 U.S.C.
20 2991b–3);

21 “(ii) is a Tribal prekindergarten pro-
22 gram;

23 “(iii) is a program authorized under
24 section 619 or part C of the Individuals
25 with Disabilities Education Act with a stu-

1 dent enrollment of 25 percent or more In-
 2 dian or Native Hawaiian students; or

3 “(iv) is a center-based or group-based
 4 early childhood learning or development
 5 program that the Secretary determines
 6 shall be included under this definition,
 7 after receiving a request from an Indian
 8 Tribe or a Native Hawaiian organization.

9 “(9) TRIBAL EDUCATIONAL AGENCY.—The
 10 term ‘Tribal educational agency’ has the meaning
 11 given the term in section 6132(b) of the Elementary
 12 and Secondary Education Act of 1965.

13 **“SEC. 259B. STIPENDS AND MENTORING TO NATIVE STU-**
 14 **DENTS PURSUING EDUCATION DEGREES.**

15 “(a) PROGRAM AUTHORIZED.—From amounts made
 16 available to carry out this section, the Secretary shall
 17 carry out a program under which the Secretary provides
 18 stipends under subsection (b) and mentoring through
 19 grants under subsection (c) to eligible students, in order
 20 to increase the number of Native teachers in Native-serv-
 21 ing schools.

22 “(b) STIPENDS.—A stipend provided under this sec-
 23 tion shall be in an amount equal to \$1,500 a month, for
 24 each month during the period in which the student is en-
 25 rolled, on a full-time or part-time basis, in a program lead-

1 ing to an undergraduate or graduate degree in early child-
 2 hood education, elementary or secondary education, or
 3 school administration from an institution of higher edu-
 4 cation and until the eligible student obtains the degree.

5 “(c) MENTORING.—The Secretary shall award
 6 grants, on a competitive basis, to institutions of higher
 7 education serving American Indian, Alaska Native, or Na-
 8 tive Hawaiian students, to enable the institution to estab-
 9 lish programs that provide mentoring to all eligible stu-
 10 dents receiving a stipend under this section.

11 “(d) APPLICATIONS.—An eligible student desiring a
 12 stipend and mentoring under this section shall submit an
 13 application—

14 “(1) at such time and in such manner as the
 15 Secretary shall require; and

16 “(2) that includes—

17 “(A) a commitment to continue pursuing
 18 an undergraduate or graduate degree in early
 19 childhood education, elementary or secondary
 20 education, or school administration at an insti-
 21 tution of higher education during the period for
 22 which the eligible student receives a stipend;
 23 and

24 “(B) a commitment to serve, upon comple-
 25 tion of the degree described in subparagraph

1 (A), in a Native-serving school for a minimum
2 of 3 years.

3 “(e) REPORTING.—The Secretary shall annually pre-
4 pare and submit to Congress a report regarding the pro-
5 gram carried out under this section, which shall include
6 the numbers and percentages of—

7 “(1) eligible students receiving assistance under
8 this section who complete their undergraduate or
9 graduate degree;

10 “(2) such students who begin teaching in a Na-
11 tive-serving school upon completion of the degree;
12 and

13 “(3) such students who teach in a Native-serv-
14 ing school for 3 years or more.

15 **“SEC. 259C. BONUSES AND MENTORING FOR NEW EDU-**
16 **CATORS.**

17 “(a) PROGRAM AUTHORIZED.—The Secretary shall
18 carry out a program through which the Secretary provides
19 bonuses described in subsection (b) and mentoring
20 through grants under subsection (c) to eligible educators
21 employed in Native-serving schools, in order to address—

22 “(1) the compensation gap between teaching
23 and other professions; and

1 “(2) the additional living expenses that eligible
2 educators face in order to work in Native-serving
3 schools.

4 “(b) BONUSES.—The amount of a bonus under this
5 section shall be—

6 “(1) not less than \$10,000 for each year of full-
7 time teaching; and

8 “(2) increased by \$2,000 for each year that the
9 eligible educator is employed in a Native-serving
10 school.

11 “(c) MENTORING.—The Secretary shall award
12 grants, on a competitive basis, to local educational agen-
13 cies serving Native-serving schools to enable the local edu-
14 cational agencies to establish teacher mentorship pro-
15 grams that provide mentoring to all eligible educators re-
16 ceiving a bonus under this section for the first 3 years
17 of the eligible educator’s employment in a Native-serving
18 school.

19 “(d) APPLICATIONS.—An eligible educator desiring a
20 bonus and mentoring under this section shall submit an
21 application—

22 “(1) at such time and in such manner as the
23 Secretary shall determine; and

24 “(2) identifying the Native-serving school in
25 which the eligible educator is employed.

1 “(e) REPORTING.—The Secretary shall annually pre-
 2 pare and submit to Congress a report regarding the pro-
 3 gram carried out under this section, which shall include
 4 the number and percentage of eligible educators receiving
 5 bonuses under this section who teach in Native-serving
 6 schools for not less than 3 years.”.

7 (c) NATIONAL BOARD CERTIFICATION INCENTIVE
 8 PROGRAM.—

9 (1) IN GENERAL.—Title VI of the Elementary
 10 and Secondary Education Act of 1965 (20 U.S.C.
 11 7401 et seq.) is amended by adding at the end the
 12 following:

13 **“PART D—NATIONAL BOARD CERTIFICATION**
 14 **INCENTIVE PROGRAM**

15 **“SEC. 6401. NATIONAL BOARD CERTIFICATION INCENTIVE**
 16 **PROGRAM.**

17 “(a) PURPOSES.—The purposes of this section are—

18 “(1) to improve the skills of qualified individ-
 19 uals who are Indian or Native Hawaiian or who
 20 teach Indian or Native Hawaiian people;

21 “(2) to provide an incentive for qualified edu-
 22 cators to continue to utilize their enhanced skills in
 23 elementary schools and secondary schools serving In-
 24 dian or Native Hawaiian communities; and

1 “(3) to increase the retention of highly skilled
 2 Indian or Native Hawaiian educators in elementary
 3 schools and secondary schools seeking to better in-
 4 corporate Indian or Native Hawaiian culture and
 5 history into the general curriculum.

6 “(b) DEFINITIONS.—In this section:

7 “(1) BUREAU-FUNDED SCHOOL.—The term
 8 ‘Bureau-funded school’ has the meaning given the
 9 term in section 1141 of the Education Amendments
 10 of 1978 (25 U.S.C. 2021).

11 “(2) ELIGIBLE ENTITY.—The term ‘eligible en-
 12 tity’ means—

13 “(A) a State educational agency in consor-
 14 tium with an institution of higher education;

15 “(B) a local educational agency in consor-
 16 tium with an institution of higher education;

17 “(C) an Indian Tribe or organization or a
 18 Native Hawaiian organization, in consortium
 19 with a local educational agency and an institu-
 20 tion of higher education;

21 “(D) an Indian Tribe or organization, in
 22 consortium with a Bureau-funded school and an
 23 institution of higher education; or

24 “(E) a Bureau-funded school in consor-
 25 tium with an institution of higher education.

1 “(3) ELIGIBLE EDUCATOR.—The term ‘eligible
2 educator’ means—

3 “(A) a teacher who teaches a minimum
4 number of Indian or Native Hawaiian students,
5 as determined by the Secretary in consultation
6 with Indian Tribes or in collaboration with a
7 Native Hawaiian organization; or

8 “(B) a teacher who is Indian or Native
9 Hawaiian.

10 “(4) INDIAN.—The term ‘Indian’ has the mean-
11 ing given the term in section 6151.

12 “(5) INDIAN TRIBE.—The term ‘Indian Tribe’
13 has the meaning given the term in section 4 of the
14 Indian Self-Determination and Education Assistance
15 Act (25 U.S.C. 5304).

16 “(6) NATIVE HAWAIIAN.—The term ‘Native
17 Hawaiian’ has the meaning given the term in section
18 6207.

19 “(c) PROGRAM AUTHORIZED.—The Secretary is au-
20 thorized to award grants to eligible entities having applica-
21 tions approved under this section to enable such eligible
22 entities to—

23 “(1) reimburse eligible educators for out-of-
24 pocket costs associated with obtaining teacher cer-

1 tification or credentialing by the National Board for
2 Professional Teaching Standards; and

3 “(2) provide an increase in annual compensa-
4 tion, in an amount equal to not less than \$5,000
5 and not more than \$10,000, for eligible educators
6 with a certification from the National Board for
7 Professional Teaching Standards for the duration of
8 the grant under this section.

9 “(d) APPLICATION.—

10 “(1) IN GENERAL.—Each eligible entity desir-
11 ing a grant under this section shall submit an appli-
12 cation to the Secretary at such time, in such man-
13 ner, and accompanied by such information as the
14 Secretary may reasonably require.

15 “(2) SPECIAL RULE.—In the case of an eligible
16 entity desiring to utilize all or a portion of a grant
17 under this section for eligible educators identified in
18 subparagraph (B) of subsection (b)(3) who would
19 not also qualify as an eligible educator under sub-
20 paragraph (A) of such subsection, the eligible entity
21 shall provide an assurance that grant funds will sup-
22 port only those educators who are Native Hawaiian
23 or tribally enrolled or affiliated with an Indian
24 Tribe.

1 “(e) AWARDING OF GRANTS.—In awarding grants
2 under this section, the Secretary shall determine the
3 amount and duration of each grant, which shall not exceed
4 5 years.

5 “(f) RESTRICTIONS ON COMPENSATION IN-
6 CREASES.—The Secretary shall require and ensure that
7 individuals who obtain a certification from the National
8 Board for Professional Teaching Standards under this
9 section continue to teach at a school served by the eligible
10 entity through which funding for such certification was ob-
11 tained as a condition of receiving annual compensation in-
12 creases provided for in this section.

13 “(g) PROGRESS REPORTS.—

14 “(1) IN GENERAL.—For every year for which
15 Congress allocates funds for grants under this sec-
16 tion, the Secretary shall provide a report on the
17 progress of the eligible entities receiving grants
18 under this section in meeting applicable progress
19 standards, as determined by the Secretary.

20 “(2) DISSEMINATION.—The Secretary shall dis-
21 seminate each report described in this subsection to
22 each of the following:

23 “(A) The Committee on Health, Edu-
24 cation, Labor, and Pensions of the Senate.

1 “(B) The Committee on Indian Affairs of
2 the Senate.

3 “(C) The Subcommittee on Indian and In-
4 sular Affairs of the Committee on Natural Re-
5 sources of the House of Representatives.

6 “(D) The Committee on Education and the
7 Workforce of the House of Representatives.”.

8 (2) TABLE OF CONTENTS.—The table of con-
9 tents for the Elementary and Secondary Education
10 Act of 1965 is amended by inserting after the item
11 relating to section 6306 the following:

 “PART D—NATIONAL BOARD CERTIFICATION INCENTIVE PROGRAM

 “Sec. 6401. National Board certification incentive program.”.

12 (d) NATIVE LANGUAGE VITALIZATION AND TRAIN-
13 ING PROGRAM FOR TRIBAL COLLEGES OR UNIVERSITIES
14 AND OTHER INSTITUTIONS OF HIGHER EDUCATION
15 SERVING SIGNIFICANT NUMBERS OF NATIVE STU-
16 DENTS.—

17 (1) PROGRAM ESTABLISHED.—Part A of title
18 III of the Higher Education Act of 1965 (20 U.S.C.
19 1057 et seq.) is amended by adding at the end the
20 following:

21 **“SEC. 320A. NATIVE AMERICAN LANGUAGE VITALIZATION**
22 **AND TRAINING PROGRAM.**

23 “(a) DEFINITIONS.—In this section:

1 “(1) ELIGIBLE INSTITUTION.—Notwithstanding
2 section 312(b), the term ‘eligible institution’
3 means—

4 “(A) a Tribal College or University;

5 “(B) an Alaska Native-serving institution,
6 as defined in section 317(b); or

7 “(C) a Native Hawaiian-serving institu-
8 tion, as defined in section 317(b).

9 “(2) NATIVE AMERICAN LANGUAGE.—The term
10 ‘Native American language’ has the meaning given
11 the term in section 103 of the Native American Lan-
12 guages Act (25 U.S.C. 2902).

13 “(3) TRIBAL COLLEGE OR UNIVERSITY.—The
14 term ‘Tribal College or University’ has the meaning
15 given the term in section 316(b).

16 “(b) PURPOSE.—The purpose of this section is to
17 support eligible institutions in preserving and revitalizing
18 endangered Native American languages through cur-
19 riculum development, instruction, student support, and in-
20 novative early childhood education programs and commu-
21 nity-based partnerships.

22 “(c) PROGRAM AUTHORIZED.—The Secretary shall
23 establish a program, to be known as the ‘Tribal College
24 or University Native American Language Vitalization and
25 Training Program’, to award grants, on a competitive

1 basis, to eligible institutions to enable the eligible institu-
2 tions to carry out the authorized activities described in
3 subsection (d).

4 “(d) AUTHORIZED ACTIVITIES.—Grants awarded
5 under this section shall be used for one or more of the
6 following activities:

7 “(1) Native American language-oriented cur-
8 riculum development and academic and community-
9 based instruction, including educational activities,
10 programs, and partnerships relating to students in
11 early childhood education programs and in kinder-
12 garten through grade 12.

13 “(2) Native American language-oriented profes-
14 sional development for faculty of eligible institutions,
15 and Native American language-oriented in-service
16 training programs for instructors and administrators
17 of early childhood education programs, elementary
18 schools, and secondary schools.

19 “(3) Innovative Native American language pro-
20 grams for students in early childhood education pro-
21 grams and in kindergarten through grade 12, includ-
22 ing language immersion programs.

23 “(4) Other activities proposed in the application
24 submitted under subsection (e) that—

1 “(A) contribute to carrying out the pur-
2 poses of this section; and

3 “(B) are approved by the Secretary in the
4 review and acceptance of such application.

5 “(e) APPLICATION AND OTHER PROVISIONS.—

6 “(1) APPLICATION.—An eligible institution de-
7 siring a grant under this section shall submit an ap-
8 plication to the Secretary at such time and in such
9 manner as the Secretary may require, consistent
10 with the purpose of this section.

11 “(2) STREAMLINED PROCESS.—Notwith-
12 standing section 393, the Secretary shall establish
13 application requirements in such a manner as to
14 simplify and streamline the process for applying for
15 grants under this section.

16 “(3) INCLUSIONS.—An application under this
17 subsection shall include a plan for the program pro-
18 posed by the eligible institution receiving the grant,
19 including—

20 “(A) a description of a 5-year strategy of
21 the eligible institution for meeting the needs of
22 American Indians, Alaska Natives, Native Ha-
23 waiians, or Native American Pacific Islanders,
24 as appropriate, in the area served by the insti-

1 tution, and how such plan is consistent with the
2 purpose described in subsection (b);

3 “(B)(i) an identification of the population
4 to be served by the eligible institution;

5 “(ii) an identification of the status of Na-
6 tive American language understanding and use
7 within that population; and

8 “(iii) a description of the manner in which
9 the program will help preserve and revitalize
10 the relevant Native American language;

11 “(C) a description of the services to be
12 provided under the program, including the man-
13 ner in which the services will be integrated with
14 other appropriate activities of the relevant com-
15 munity; and

16 “(D) a description, to be prepared in con-
17 sultation with the Secretary, of the performance
18 measures to be used to assess the performance
19 of the eligible institution in carrying out the
20 program.

21 “(4) PRIORITY.—In awarding grants under this
22 section with funds described in section
23 399(a)(1)(G)(i), the Secretary shall give priority to
24 eligible institutions that received funding under sec-
25 tion 316 in fiscal year 2024.

1 “(5) CONCURRENT FUNDING.—

2 “(A) TRIBAL COLLEGE OR UNIVERSITY.—

3 An eligible institution that is a Tribal College
4 or University may, concurrently, receive a grant
5 under this section and funds under section 316.

6 “(B) ALASKA NATIVE-SERVING INSTITU-

7 TION OR NATIVE HAWAIIAN-SERVING INSTITU-

8 TION.—An eligible institution that is an Alaska

9 Native-serving institution or Native Hawaiian-

10 serving institution may, concurrently, receive a

11 grant under this section and funds under sec-

12 tion 317.

13 “(6) EXEMPTIONS.—Sections 311(d), 313(d),

14 314, 315, 316(d)(3), 317(d)(3), 318(i), 319(d)(3),

15 320(d)(3), and 391 shall not apply with respect to

16 a grant awarded under this section.”.

17 (2) APPROPRIATIONS.—Section 399(a)(1) of

18 the Higher Education Act of 1965 (20 U.S.C.

19 1068h(a)(1)) is amended—

20 (A) in subparagraph (A), by striking

21 “320” and inserting “320B”; and

22 (B) by adding at the end the following:

23 “(G) There is authorized to be appropriated to

24 carry out section 320A, and there is appropriated,

25 out of any monies in the Treasury not otherwise ap-

1 appropriated, \$40,000,000 for each of fiscal years
2 2025 through 2030, of which, for each fiscal year—

3 “(i) \$35,000,000 shall be available for eli-
4 gible institutions that are Tribal Colleges or
5 Universities, as described in section
6 320A(a)(1)(A); and

7 “(ii) \$5,000,000 shall be available for eligi-
8 ble institutions described in subparagraph (B)
9 or (C) of section 320A(a)(1).

10 “(H) There is authorized to be appropriated to
11 carry out section 320B, and there is appropriated,
12 out of any monies in the Treasury not otherwise ap-
13 propriated, \$5,000,000 for each of fiscal years 2025
14 through 2030.”.

15 **SEC. 310. JOHNSON-O'MALLEY FUNDING.**

16 (a) IN GENERAL.—There is authorized to be appro-
17 priated to the Secretary of the Interior to carry out the
18 Act of April 16, 1934 (48 Stat. 596, chapter 147; 25
19 U.S.C. 5342 et seq.) (commonly known as the “Johnson-
20 O'Malley Act”), and there is appropriated, out of any
21 monies in the Treasury not otherwise appropriated,
22 \$240,086,800 for fiscal year 2025 and each fiscal year
23 thereafter.

24 (b) ADJUSTMENT.—The amount made available
25 under subsection (a) for fiscal year 2026 and each fiscal

1 year thereafter shall be increased annually to reflect
 2 whichever of the following changes would result in a great-
 3 er amount:

4 (1) The change in the number of eligible stu-
 5 dents who are served or potentially served by a con-
 6 tracting party (as defined in subsection (a) of sec-
 7 tion 7 of the Act of April 16, 1934 (48 Stat. 596,
 8 chapter 147; 25 U.S.C. 5348)), as determined under
 9 subsection (b) of that section.

10 (2) An annual increase of 6 percent.

11 **SEC. 311. NATIVE LANGUAGES.**

12 (a) NATIVE AMERICAN LANGUAGES GRANT PRO-
 13 GRAM.—Section 816 of the Native American Programs
 14 Act of 1974 (42 U.S.C. 2992d) is amended by striking
 15 subsection (e) and inserting the following:

16 “(e) FUNDING FOR NATIVE AMERICAN LANGUAGES
 17 GRANT PROGRAM.—

18 “(1) FUNDING FOR FISCAL YEARS 2025
 19 THROUGH 2037.—There is authorized to be appro-
 20 priated, and there is appropriated, out of any monies
 21 in the Treasury not otherwise appropriated, to carry
 22 out section 803C \$20,000,000 for each of fiscal
 23 years 2025 through 2037.

24 “(2) ADJUSTMENT FOR INFLATION.—The
 25 amount made available under paragraph (1) for fis-

1 cal year 2026 and each fiscal year thereafter shall
 2 be adjusted annually to reflect the change in the
 3 Consumer Price Index for All Urban Consumers
 4 published by the Bureau of Labor Statistics.”.

5 (b) INDIAN EDUCATION NATIONAL ACTIVITIES.—

6 (1) IN GENERAL.—Subpart 3 of part A of title
 7 VI of the Elementary and Secondary Education Act
 8 of 1965 (20 U.S.C. 7451 et seq.) is amended by
 9 adding at the end the following:

10 **“SEC. 6134. FUNDING.**

11 “(a) IN GENERAL.—There is authorized to be appro-
 12 priated to carry out this subpart, and there is appro-
 13 priated, out of any monies in the Treasury not otherwise
 14 appropriated, \$13,000,000 for each of fiscal years 2025
 15 through 2033.

16 “(b) RESERVATION.—From the amount made avail-
 17 able under subsection (a), \$5,000,000 shall be reserved
 18 to carry out section 6133.”.

19 (2) TABLE OF CONTENTS.—The table of con-
 20 tents for the Elementary and Secondary Education
 21 Act of 1965 is amended by inserting after the item
 22 relating to section 6133 the following:

“Sec. 6134. Funding.”.

23 (c) NATIVE AMERICAN LANGUAGE RESOURCE CEN-
 24 TER.—Section 603 of the Higher Education Act of 1965
 25 (20 U.S.C. 1123) is amended—

1 (1) by redesignating subsections (b) and (c) as
2 subsections (c) and (d), respectively;

3 (2) by inserting after subsection (a) the fol-
4 lowing:

5 “(b) NATIVE AMERICAN LANGUAGE RESOURCE CEN-
6 TER AUTHORIZED.—

7 “(1) IN GENERAL.—The Secretary is authorized
8 to, after engaging in consultation with Indian Tribes
9 and after collaborating with Native Hawaiian orga-
10 nizations, make a grant to, or enter into a contract
11 with, an eligible entity for the purpose of—

12 “(A) establishing, strengthening, and oper-
13 ating a Native American language resource and
14 training center as described in paragraph (2);
15 and

16 “(B) staffing the center with individuals
17 who have high-level fluency in American Indian,
18 Alaska Native, and Native Hawaiian languages
19 and are experienced with Native American lan-
20 guage education in preschool, elementary
21 school, secondary school, adult education, and
22 higher education programs.

23 “(2) PURPOSES OF CENTER.—The Native
24 American language resource center established under
25 paragraph (1) shall serve as a resource to—

1 “(A) improve the capacity to teach and
2 learn Native American languages and further
3 Native American language acquisition;

4 “(B) preserve, protect, and promote the
5 rights and freedom of Native Americans to use,
6 practice, and develop Native American lan-
7 guages;

8 “(C) allow the United States to fulfill its
9 trust responsibility to Native American commu-
10 nities and address the effects of past discrimi-
11 nation against Native American language
12 speakers;

13 “(D) support revitalization of Native
14 American languages;

15 “(E) encourage and support the use of Na-
16 tive American languages as a medium of in-
17 struction, including use as a medium of edu-
18 cation in schools operated by Indian Tribes,
19 States, the Federal Government, and Native
20 American language educational organizations;

21 “(F) encourage and support the use and
22 development of Native American languages as
23 the medium of instruction for a wide variety of
24 age levels and academic content areas;

1 “(G) support metrics aligned with the Na-
2 tive American language of instruction, including
3 assessments, qualifications, and processes based
4 on well-demonstrated best practices in Native
5 American language medium education;

6 “(H) identify barriers to Native American
7 language education and learning within Federal
8 laws and actions needed for alignment with the
9 Native American Languages Act (25 U.S.C.
10 2901 et seq.);

11 “(I) encourage and support elementary
12 schools, secondary schools, and institutions of
13 higher education to include Native American
14 languages in the curriculum in the same man-
15 ner as other world languages, including through
16 cooperative agreements and distance education,
17 and to grant proficiency in Native American
18 languages the same full academic credit as pro-
19 ficiency in other world languages;

20 “(J) encourage and support the develop-
21 ment of appropriate teacher preparation pro-
22 gramming for the teaching of, and through, Na-
23 tive American languages, including appropriate
24 alternative pathways to teacher certification;

1 “(K) provide a resource base to provide in-
2 formation to Federal, Tribal, State, and local
3 governments and Native American educational
4 organizations to allow the spread of best prac-
5 tices in the use, practice, and development of
6 Native American languages in Native American
7 communities, including use in educational insti-
8 tutions;

9 “(L) provide a resource base for the use of
10 technology in intensive community-, land-, and
11 archive-based programs, as well as hybrid and
12 collaborative programs in supporting the reten-
13 tion, use, development, and teaching of Native
14 American languages by government and private
15 entities;

16 “(M) support the acquisition of distance
17 learning technologies and training for parents,
18 students, teachers, and learning support staff,
19 including the compilation and curation of dig-
20 ital libraries and other online resources in tar-
21 get Native American languages, the develop-
22 ment of distance learning curricula appropriate
23 for preschool, elementary school, secondary
24 school, adult education, and postsecondary edu-
25 cation, the pedagogical training for teachers,

1 and other efforts necessary to continue Native
2 American language acquisition through distance
3 learning;

4 “(N) provide a developmental base from
5 which interested Tribal Colleges and Univer-
6 sities and other Native American entities might
7 develop fully functioning Native American lan-
8 guage medium education systems that include
9 associated preschool, elementary school, sec-
10 ondary school, and adult education programs
11 conducted through the medium of Native Amer-
12 ican languages;

13 “(O) provide a means to further collabora-
14 tion among formal government, institutional,
15 and community-based Native American lan-
16 guage programs, resources, and research efforts
17 with additional access to international best
18 practices in indigenous language revitalization;

19 “(P) develop a support center system for
20 Native American language participants to gath-
21 er and share helpful information and experi-
22 ences; and

23 “(Q) address any of the purposes of for-
24 eign language centers included under this sec-

tion if, in doing so, the Native American language resource and training center—

“(i) does so as a subsidiary activity;

“(ii) focuses benefits on Native Americans living in Native American communities, or closely tied to such communities; and

“(iii) ensures that one of the outcomes being strengthened through this subparagraph is the use of one or more Native American languages in a Native American community.

“(3) DEFINITIONS.—In this subsection:

“(A) ELIGIBLE ENTITY.—The term ‘eligible entity’ means—

“(i) an institution of higher education;

“(ii) an entity within an institution of higher education with dedicated responsibility for Native American language and culture education;

“(iii) a consortium of such institutions;

“(iv) a consortium of such institutions and other entities with unique responsibilities for Native American languages;

1 “(v) an Indian Tribe;

2 “(vi) a consortium of Indian Tribes;

3 or

4 “(vii) a Native Hawaiian organization.

5 “(B) INDIAN TRIBE.—The term ‘Indian
6 Tribe’ has the meaning given the term in sec-
7 tion 5 of the Honoring Promises to Native Na-
8 tions Act.

9 “(C) NATIVE AMERICAN; NATIVE AMER-
10 ICAN LANGUAGE.—The terms ‘Native Amer-
11 ican’ and ‘Native American language’ have the
12 meanings given those terms in section 103 of
13 the Native American Languages Act (25 U.S.C.
14 2902).

15 “(D) NATIVE HAWAIIAN ORGANIZATION.—
16 The term ‘Native Hawaiian organization’ has
17 the meaning given the term in section 5 of the
18 Honoring Promises to Native Nations Act.”;
19 and

20 (3) in the matter preceding paragraph (1) of
21 subsection (c), as redesignated by paragraph (1), by
22 striking “subsection (a)” and inserting “this sec-
23 tion”.

24 **SEC. 312. CULTURALLY INCLUSIVE EDUCATION.**

25 (a) DEFINITIONS.—In this section:

1 (1) DIRECTOR.—The term “Director” means
2 the Director of the Bureau of Indian Education.

3 (2) ELIGIBLE PROGRAM PARTICIPANT.—The
4 term “eligible program participant” means—

5 (A) a high school teacher, a teacher of one
6 of the middle grades, or a school leader of a
7 high school or a school that includes one of the
8 middle grades (as those terms are defined in
9 section 8101 of the Elementary and Secondary
10 Education Act of 1965 (20 U.S.C. 7801));

11 (B) an educational leader or expert who is
12 not employed by a local educational agency (as
13 defined in section 8101 of the Elementary and
14 Secondary Education Act of 1965 (20 U.S.C.
15 7801)) or an elementary school or secondary
16 school (as those terms are defined in that sec-
17 tion) that is independent of any local edu-
18 cational agency; or

19 (C) a prospective teacher enrolled in a pro-
20 gram of postsecondary education coursework or
21 preservice clinical education.

22 (3) SECRETARY.—The term “Secretary” means
23 the Secretary of Education.

24 (b) PROGRAM AUTHORIZED; APPROPRIATION.—

1 (1) FUNDING.—There is authorized to be ap-
2 propriated to carry out this section, and there is ap-
3 propriated, out of any monies in the Treasury not
4 otherwise appropriated, \$15,000,000.

5 (2) DONATIONS, GIFTS, BEQUESTS, AND DE-
6 VICES OF PROPERTY.—In accordance with chapter
7 23 of title 36, United States Code, and in further-
8 ance of the purposes of this section, the Director
9 and Secretary are authorized to solicit, accept, hold,
10 administer, invest, and use donated funds and gifts,
11 bequests, and devises of property, both real and per-
12 sonal.

13 (3) USE OF FUNDS.—The Director, in coordina-
14 tion with the Secretary, using funds appropriated
15 under paragraph (1) and resources received under
16 paragraph (2), and including through the engage-
17 ment of eligible program participants as appro-
18 priate—

19 (A) shall develop and nationally dissemi-
20 nate accurate, relevant, and accessible resources
21 to promote understanding about Native Amer-
22 ican history, the Native American experience,
23 and the legal responsibility of the Federal Gov-
24 ernment to Indian Tribes and Native Hawaiian
25 people, which shall include digital resources and

1 may include other types of resources, such as
2 print resources and traveling exhibitions, with
3 the goal of helping educators overcome barriers
4 to accessing reliable, quality, and accurate re-
5 sources that will improve awareness and under-
6 standing of those subjects; and

7 (B) may carry out one or more of the fol-
8 lowing Native American education program ac-
9 tivities:

10 (i) Development, dissemination, and
11 implementation of principles of sound ped-
12 agogy for teaching about Native American
13 history.

14 (ii) Provision of professional develop-
15 ment for eligible program participants,
16 such as through—

17 (I) local, regional, and national
18 workshops;

19 (II) teacher trainings in conjunc-
20 tion with Native American history
21 education centers and other appro-
22 priate partners;

23 (III) engagement with—

24 (aa) local educational agen-
25 cies (as defined in section 8101

1 of the Elementary and Secondary
2 Education Act of 1965 (20
3 U.S.C. 7801)); and

4 (bb) high schools and
5 schools that include one of the
6 middle grades (as defined in that
7 section) that are independent of
8 any local educational agency; and

9 (IV) operation and expansion of
10 a teacher fellowship program to cul-
11 tivate and support leaders in Native
12 American history education.

13 (iii) Engagement with State and local
14 education leaders to encourage the adop-
15 tion of resources supported under this sec-
16 tion into curricula across diverse dis-
17 ciplines.

18 (iv) Evaluation and research to assess
19 the effectiveness and impact of Native
20 American history education programs,
21 which may include completion of the report
22 required under subsection (e).

23 (4) APPLICATIONS.—The Director, in coordina-
24 tion with the Secretary, may seek the engagement of
25 an eligible program participant under paragraph (3)

1 by requiring submission of an application to the Di-
2 rector at such time, in such manner, and based on
3 such competitive criteria as the Director may re-
4 quire.

5 (c) ONLINE NATIVE AMERICAN EDUCATION RE-
6 SOURCES.—

7 (1) WEBSITE.—The Secretary of the Interior
8 shall maintain on the website of the Department of
9 the Interior a special section designated for Native
10 American history and Tribal governance resources to
11 improve awareness and understanding of the Federal
12 trust responsibility and treaty obligations, Tribal
13 governance systems, Native American history in the
14 United States, and cultural assimilation practices of
15 the Indian boarding school experience, as a means to
16 raise awareness about the importance of preventing
17 genocide, hate, and bigotry against any group of
18 people. The website and resources shall be made
19 publicly available.

20 (2) INFORMATION DISTRIBUTION.—The Direc-
21 tor shall distribute information about the activities
22 funded under this section through the website of the
23 Department of the Interior, and shall respond to in-
24 quiries for supplementary information concerning
25 such activities.

1 (3) BEST PRACTICES.—The information distrib-
2 uted by the Director shall include best practices for
3 educators.

4 (d) ENGAGEMENT OF ELIGIBLE PROGRAM PARTICI-
5 PANTS.—

6 (1) IN GENERAL.—An eligible program partici-
7 pant shall be engaged at the discretion of the Direc-
8 tor to participate in Native American history edu-
9 cation program activities authorized under this sec-
10 tion and approved by the Director pursuant to an
11 application described in subsection (b)(4).

12 (2) ENGAGEMENT PERIOD.—Engagement of eli-
13 gible program participants under this section shall
14 be for a period determined by the Director.

15 (3) PRIORITY.—In engaging eligible program
16 participants under subsection (b), the Director shall
17 give priority to applications from such participants
18 who work for or with a local educational agency, or
19 a school that is independent of any local educational
20 agency, that works with an Indian Tribe within the
21 territorial boundaries of the State in which the agen-
22 cy or school provides educational services, to develop
23 the appropriate curriculum for the agency or school.

1 (e) ANNUAL REPORT.—Not later than February 1 of
 2 each year, the Director shall submit to Congress a report
 3 describing the activities carried out under this section.

4 **SEC. 313. ALASKA NATIVE EDUCATION PROGRAMS.**

5 (a) IN GENERAL.—Part C of title VI of the Elemen-
 6 tary and Secondary Education Act of 1965 (20 U.S.C.
 7 7541 et seq.) is amended by adding at the end the fol-
 8 lowing:

9 **“SEC. 6307. FUNDING.**

10 “(a) IN GENERAL.—Subject to subsection (b), there
 11 is authorized to be appropriated to carry out this part,
 12 and there is appropriated, out of any monies in the Treas-
 13 ury not otherwise appropriated, \$44,000,000 for fiscal
 14 year 2025 and each fiscal year thereafter.

15 “(b) ADJUSTMENT FOR INFLATION.—The amount
 16 made available under subsection (a) for fiscal year 2026
 17 and each fiscal year thereafter shall be adjusted annually
 18 to reflect the change in the Consumer Price Index for All
 19 Urban Consumers published by the Bureau of Labor Sta-
 20 tistics.”.

21 (b) TABLE OF CONTENTS.—The table of contents for
 22 the Elementary and Secondary Education Act of 1965 is
 23 amended by inserting after the item relating to section
 24 6306 the following:

“Sec. 6307. Funding.”.

1 **SEC. 314. EVERY STUDENT SUCCEEDS ACT IMPLEMENTA-**
2 **TION.**

3 (a) STUDENT ASSESSMENT SYSTEMS.—Section 8204
4 of the Elementary and Secondary Education Act of 1965
5 (20 U.S.C. 7824) is amended by adding at the end the
6 following:

7 “(d) FUNDING.—There are authorized to be appro-
8 priated, and there are appropriated, out of any monies in
9 the Treasury not otherwise appropriated—

10 “(1) \$35,000,000 for fiscal year 2025 to de-
11 velop assessments consistent with section 1111 for
12 Bureau-funded schools; and

13 “(2) \$20,000,000 for fiscal year 2026 and each
14 succeeding fiscal year to carry out the assessments
15 consistent with section 1111 for Bureau-funded
16 schools.”.

17 (b) INDIAN EDUCATION FORMULA GRANTS.—

18 (1) IN GENERAL.—Subpart 1 of part A of title
19 VI of the Elementary and Secondary Education Act
20 of 1965 (20 U.S.C. 7521 et seq.) is amended by
21 adding at the end the following:

22 **“SEC. 6119A. FUNDING.**

23 “(a) IN GENERAL.—Subject to subsection (b), there
24 is authorized to be appropriated to carry out this subpart,
25 and there is appropriated, out of any monies in the Treas-

1 ury not otherwise appropriated, \$198,000,000 for fiscal
 2 year 2025 and each fiscal year thereafter.

3 “(b) ADJUSTMENT FOR INFLATION.—The amount
 4 made available under subsection (a) for fiscal year 2026
 5 and each fiscal year thereafter shall be adjusted annually
 6 to reflect the change in the Consumer Price Index for All
 7 Urban Consumers published by the Bureau of Labor Sta-
 8 tistics.”.

9 (2) TABLE OF CONTENTS.—The table of con-
 10 tents for the Elementary and Secondary Education
 11 Act of 1965 is amended by inserting after the item
 12 relating to section 6119 the following:

“Sec. 6119A. Funding.”.

13 **SEC. 315. FUNDING FOR LOCAL TRIBAL EDUCATIONAL**
 14 **AGENCIES AND TRIBAL EDUCATION OFFICES.**

15 (a) DEFINITION OF TRIBAL EDUCATIONAL AGEN-
 16 CY.—In this section, the term “Tribal educational agency”
 17 means the agency, department, or instrumentality of an
 18 Indian tribe (as defined in section 6132(b) of the Elemen-
 19 tary and Secondary Education Act of 1965 (20 U.S.C.
 20 7452(b))) that is primarily responsible for supporting the
 21 elementary and secondary education of students who are
 22 members of the Indian Tribe.

23 (b) FUNDING.—

24 (1) IN GENERAL.—Subject to paragraph (2),
 25 there are authorized to be appropriated to make

1 grants to Tribal educational agencies, and there are
 2 appropriated, out of any monies in the Treasury not
 3 otherwise appropriated, for fiscal year 2025 and
 4 each fiscal year thereafter—

5 (A) to the Secretary of Education,
 6 \$10,000,000; and

7 (B) to the Secretary of the Interior,
 8 \$10,000,000.

9 (2) ADJUSTMENT FOR INFLATION.—The
 10 amounts made available under subparagraphs (A)
 11 and (B) of paragraph (1) for fiscal year 2026 and
 12 each fiscal year thereafter shall be adjusted annually
 13 to reflect the change in the Consumer Price Index
 14 for All Urban Consumers published by the Bureau
 15 of Labor Statistics.

16 **SEC. 316. GRADUATE OPPORTUNITIES AT TRIBAL COL-**
 17 **LEGES AND UNIVERSITIES.**

18 Part A of title III of the Higher Education Act of
 19 1965 (20 U.S.C. 1057 et seq.), as amended by section
 20 309(d), is further amended by adding at the end the fol-
 21 lowing:

22 **“SEC. 320B. STRENGTHENING PROFESSIONAL AND GRAD-**
 23 **UATE OPPORTUNITIES AT TRIBAL COLLEGES**
 24 **AND UNIVERSITIES.**

25 “(a) DEFINITIONS.—In this section:

1 “(1) ELIGIBLE INSTITUTION.—Notwithstanding
2 section 312(b), the term ‘eligible institution’ means
3 an institution of higher education that—

4 “(A) is a Tribal College or University; and

5 “(B) offers a professional certificate or
6 graduate degree program.

7 “(2) TRIBAL COLLEGE OR UNIVERSITY.—The
8 term ‘Tribal College or University’ has the meaning
9 given the term in section 316(b).

10 “(b) PURPOSES.—The purposes of this section are
11 to—

12 “(1) expand professional and graduate edu-
13 cational opportunities for, and improve the academic
14 attainment of, American Indians and Alaska Natives
15 in high-demand fields and fields in which American
16 Indians and Alaska Natives are underrepresented;
17 and

18 “(2) strengthen and enhance the quality of pro-
19 fessional and graduate programs at Tribal Colleges
20 and Universities.

21 “(c) PROGRAM AUTHORIZED.—

22 “(1) IN GENERAL.—The Secretary shall award
23 grants, on a competitive basis, to eligible institutions
24 to enable the eligible institutions to carry out the au-
25 thorized activities described in subsection (e).

1 “(2) DURATION.—A grant awarded under this
2 section shall be for a period of not more than 5
3 years.

4 “(d) APPLICATION AND AWARD BASIS.—

5 “(1) APPLICATION.—An eligible institution de-
6 siring a grant under this section shall submit an ap-
7 plication to the Secretary at such time and in such
8 manner as the Secretary may require. Such applica-
9 tion shall demonstrate how the grant funds will be
10 used to strengthen graduate and professional oppor-
11 tunities for American Indian and Alaska Native stu-
12 dents at Tribal Colleges and Universities.

13 “(2) STREAMLINED PROCESS.—The Secretary
14 shall establish application requirements in such a
15 manner as to simplify and streamline the process for
16 applying for grants under this section.

17 “(3) PRIORITY.—Notwithstanding section
18 313(b), in awarding grants under this section, the
19 Secretary shall give priority to institutions receiving
20 funding under section 316 for fiscal year 2024.

21 “(e) AUTHORIZED ACTIVITIES.—Grants awarded
22 under this section shall be used for 1 or more of the fol-
23 lowing activities:

1 “(1) Purchase, rental, or lease of scientific or
2 laboratory equipment for educational purposes, in-
3 cluding instructional and research purposes.

4 “(2) Construction, maintenance, renovation,
5 and improvement of classrooms, libraries, labora-
6 tories, and other instructional facilities, including
7 purchase or rental of telecommunications technology
8 equipment or services.

9 “(3) Purchase of library books, periodicals,
10 technical and other scientific journals, microfilm,
11 microfiche, and other educational materials, includ-
12 ing telecommunications program materials.

13 “(4) Support for American Indian and Alaska
14 Native students including outreach, academic sup-
15 port services, mentoring, scholarships, fellowships,
16 and other financial assistance to permit the enroll-
17 ment of such students in professional certificate pro-
18 grams and graduate degree programs.

19 “(5) Establishment or improvement of a devel-
20 opment office to strengthen and increase contribu-
21 tions from professional and graduate alumni and the
22 private sector.

23 “(6) Assistance in the establishment or mainte-
24 nance of an institutional endowment to facilitate fi-
25 nancial independence pursuant to section 331.

1 “(7) Professional and graduate program funds
2 management and administrative management, and
3 the acquisition of equipment, including software, for
4 use in strengthening such funds management and
5 management information systems.

6 “(8) Acquisition of real property that is adja-
7 cent to the campus in connection with the construc-
8 tion, renovation, or improvement of, or an addition
9 to, a campus facility essential to a professional cer-
10 tificate program or graduate degree program.

11 “(9) Education or financial information de-
12 signed to improve the financial literacy and economic
13 literacy of professional and graduate students, espe-
14 cially with regard to student indebtedness and stu-
15 dent assistance programs under title IV.

16 “(10) Tutoring, counseling, and student service
17 programs designed to improve academic success.

18 “(11) Support of faculty exchanges, faculty de-
19 velopment, faculty research, research publication and
20 dissemination, curriculum development, academic in-
21 struction, and student research mentoring.

22 “(12) Creation and improvement of a facility
23 for broadband or other distance education tech-
24 nology, including purchase or rental of telecommuni-
25 cations technology equipment or services.

1 “(13) Collaboration with other institutions of
2 higher education to expand graduate degree pro-
3 grams and professional certificates.

4 “(14) Other activities proposed in the applica-
5 tion submitted pursuant to subsection (d) that—

6 “(A) contribute to carrying out the pur-
7 poses of this section; and

8 “(B) are approved by the Secretary in the
9 review and acceptance of such application.

10 “(f) SPECIAL RULES.—

11 “(1) CONCURRENT FUNDING.—An eligible insti-
12 tution that receives a grant under this section may
13 concurrently receive funds under section 316.

14 “(2) LIMIT ON NUMBER OF GRANTS.—An eligi-
15 ble institution shall not receive more than 1 grant
16 under this section in any fiscal year.

17 “(3) EXEMPTION.—Section 313(d) shall not
18 apply to an eligible institution that receives a grant
19 under this section.”.

20 **TITLE IV—HOUSING**

21 **SEC. 401. FINDINGS.**

22 Congress finds that—

23 (1) there is a housing crisis in Indian country
24 that has worsened over the 20-year period preceding
25 the date of introduction of this Act;

1 (2) the trust obligations of the Federal Govern-
2 ment include providing housing opportunities for
3 Native Americans;

4 (3) funding for the block grant programs under
5 titles I and VIII of the Native American Housing
6 Assistance and Self-Determination Act of 1996 (25
7 U.S.C. 4111 et seq., 25 U.S.C. 4221 et seq.)—

8 (A) has not matched inflation; and

9 (B) fails to cover the growing construction
10 costs and demand for housing in Indian coun-
11 try;

12 (4) due in part to a lack of affordable housing,
13 many Native Americans live in overcrowded condi-
14 tions, resulting in—

15 (A) the average household size for Native
16 Americans exceeding that of the overall average
17 household size in the United States; and

18 (B) overcrowding rates in Tribal areas ex-
19 ceeding that of the overall overcrowding rate in
20 other areas in the United States;

21 (5) lack of access to water is a substantially
22 larger problem in Indian country than in the United
23 States as a whole; and

24 (6) the historical displacement by the Federal
25 Government of Native American communities to re-

1 mote locations and the ongoing failure of the Fed-
2 eral Government to support the development of ade-
3 quate infrastructure, including access to water,
4 roads, and other basic utilities, continues to exacer-
5 bate housing inequities in Indian country.

6 **SEC. 402. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) the Federal Government should provide
9 steady, equitable, noncompetitive, and nondis-
10 cretionary funding directly to Indian Tribes, Tribal
11 governments, Tribal organizations, and Native Ha-
12 waiian organizations to support the development of
13 housing;

14 (2) legislation to address the housing needs in
15 Native American, Alaska Native, and Native Hawai-
16 ian communities (known as the “American Housing
17 and Economic Mobility Act of 2021”, S. 1368 and
18 H.R. 2768, 117th Congress, as introduced in April
19 2021 and previously supported in a resolution adopt-
20 ed by the National American Indian Housing Coun-
21 cil) should be enacted without delay; and

22 (3) the Secretary of Housing and Urban Devel-
23 opment should continue to consult with Indian
24 Tribes, confer with Tribal organizations, and col-
25 laborate with Native Hawaiian organizations to en-

1 sure that Indian Tribes, Tribal organizations, and
 2 Native Hawaiian organizations are maximizing their
 3 capacity and technical expertise to provide for in-
 4 creased housing and infrastructure in their commu-
 5 nities.

6 **SEC. 403. INDIAN HOUSING BLOCK GRANT PROGRAM.**

7 (a) IN GENERAL.—Section 108 of the Native Amer-
 8 ican Housing Assistance and Self-Determination Act of
 9 1996 (25 U.S.C. 4117) is amended to read as follows:

10 **“SEC. 108. FUNDING.**

11 “(a) AUTHORIZATION OF APPROPRIATIONS.—There
 12 are authorized to be appropriated to the Secretary such
 13 sums as are necessary to provide grants under this title
 14 for fiscal year 2025 and each fiscal year thereafter.

15 “(b) MANDATORY FUNDING.—

16 “(1) IN GENERAL.—On October 1, 2025, and
 17 on each October 1 thereafter, out of any funds in
 18 the Treasury not otherwise appropriated, the Sec-
 19 retary of the Treasury shall transfer to the Sec-
 20 retary to provide grants under this title
 21 \$2,500,000,000, to remain available until expended.

22 “(2) INFLATION ADJUSTMENT.—The amount
 23 made available under paragraph (1) for fiscal year
 24 2026 and each fiscal year thereafter shall be ad-
 25 justed annually to reflect the change in the Con-

1 sumer Price Index for All Urban Consumers pub-
2 lished by the Bureau of Labor Statistics.

3 “(3) RECEIPT AND ACCEPTANCE.—The Sec-
4 retary shall be entitled to receive, shall accept, and
5 shall use to provide grants under this title the funds
6 transferred under paragraph (1), without further ap-
7 propriation.”.

8 (b) TECHNICAL AND CONFORMING AMENDMENT.—
9 The table of sections in section 1(b) of the Native Amer-
10 ican Housing Assistance and Self-Determination Act of
11 1996 (Public Law 104–330; 110 Stat. 4016) is amended
12 by striking the item relating to section 108 and inserting
13 the following:

 “108. Funding.”.

14 **SEC. 404. NATIVE HAWAIIAN HOUSING BLOCK GRANT PRO-**
15 **GRAM.**

16 Section 824 of the Native American Housing Assist-
17 ance and Self-Determination Act of 1996 (25 U.S.C.
18 4243) is amended—

19 (1) by striking “are authorized” and inserting
20 “is authorized”; and

21 (2) by striking “such sums as may be necessary
22 for each of fiscal years 2001, 2002, 2003, 2004, and
23 2005” and inserting “\$47,000,000 for fiscal year
24 2025 and each fiscal year thereafter”.

1 **SEC. 405. SET-ASIDE OF USDA RURAL HOUSING FUNDING**
2 **FOR INDIAN TRIBES.**

3 Section 509 of the Housing Act of 1949 (42 U.S.C.
4 1479) is amended by adding at the end the following:

5 “(g) SET-ASIDE FOR INDIAN TRIBES.—

6 “(1) IN GENERAL.—For each fiscal year, the
7 Secretary shall set aside and reserve for assistance
8 for Indian tribes (as defined in section 4 of the Na-
9 tive American Housing Assistance and Self-Deter-
10 mination Act of 1996 (25 U.S.C. 4103)) an amount
11 equal to 5.0 percent in each fiscal year of the aggre-
12 gate amount of lending authority, budget authority,
13 or guarantee authority, as appropriate, made avail-
14 able for the fiscal year for assistance under each of
15 sections 502, 504, 515, 533, and 538 and of the ag-
16 gregate amount made available to the Rural Utilities
17 Service to carry out programs or activities.

18 “(2) REALLOCATION.—The procedure under
19 paragraph (1) for reserving amounts shall provide
20 that any assistance set aside in any fiscal year for
21 Indian tribes that has not been expended by a rea-
22 sonable date established by the Secretary shall be
23 made available and allocated under the laws and
24 regulations relating to such assistance, notwith-
25 standing this subsection.”.

1 **SEC. 406. RESTORING AUTHORITY OF INDIAN TRIBES AND**
2 **TRIBALLY DESIGNATED HOUSING ENTITIES**
3 **IN CERTAIN HOUSING PROGRAMS.**

4 (a) **VOUCHER PROGRAM.**—Section 502 of the Native
5 American Housing Assistance and Self-Determination Act
6 of 1996 (25 U.S.C. 4181) is amended by adding at the
7 end the following:

8 “(c) **APPLICABILITY.**—Subsections (a) and (b) shall
9 not apply with respect to tenant-based assistance provided
10 under section 8(o) of the United States Housing Act of
11 1937 (42 U.S.C. 1437f(o)).”.

12 (b) **HUD COUNSELING.**—Section 106(a)(4)(A) of the
13 Housing and Urban Development Act of 1968 (12 U.S.C.
14 1701x(a)(4)(A)) is amended by striking “and State hous-
15 ing finance agencies” and inserting “State housing finance
16 agencies, and tribally designated housing entities (as de-
17 fined in section 4 of the Native American Housing Assist-
18 ance and Self-Determination Act of 1996 (25 U.S.C.
19 4103)).”.

20 **SEC. 407. INDIAN COMMUNITY DEVELOPMENT BLOCK**
21 **GRANTS.**

22 Title I of the Housing and Community Development
23 Act of 1974 (42 U.S.C. 5301 et seq.) is amended by add-
24 ing at the end the following:

1 **“SEC. 123. INDIAN COMMUNITY DEVELOPMENT BLOCK**
 2 **GRANTS.**

3 “(a) IN GENERAL.—In addition to any amounts allo-
 4 cated to Indian tribes under section 106(a)(1), there is
 5 authorized to be appropriated to the Secretary for grants
 6 under this title for Indian tribes, and there is appro-
 7 priated, out of any monies in the Treasury not otherwise
 8 appropriated, \$150,000,000 for fiscal year 2025 and each
 9 fiscal year thereafter.

10 “(b) INFLATIONARY ADJUSTMENT.—The amount
 11 made available under subsection (a) for fiscal year 2026
 12 and each fiscal year thereafter shall be adjusted annually
 13 to reflect the change in the Consumer Price Index for All
 14 Urban Consumers published by the Bureau of Labor Sta-
 15 tistics.”.

16 **SEC. 408. LOAN GUARANTEES FOR INDIAN HOUSING.**

17 (a) HOUSING AND COMMUNITY DEVELOPMENT ACT
 18 OF 1992.—Section 184(i)(7) of the Housing and Commu-
 19 nity Development Act of 1992 (12 U.S.C. 1715z–
 20 13a(i)(7)) is amended to read as follows:

21 “(7) APPROPRIATIONS.—

22 “(A) IN GENERAL.—To carry out this sec-
 23 tion, there is authorized to be appropriated to
 24 the Guarantee Fund, and there is appropriated,
 25 out of any monies in the Treasury not other-

1 wise appropriated, \$20,000,000 for fiscal year
2 2025 and each fiscal year thereafter.

3 “(B) ADJUSTMENT FOR INFLATION.—The
4 amount made available under subparagraph (A)
5 for fiscal year 2026 and each fiscal year there-
6 after shall be adjusted annually to reflect the
7 change in the Consumer Price Index for All
8 Urban Consumers published by the Bureau of
9 Labor Statistics.”.

10 (b) NATIVE AMERICAN HOUSING ASSISTANCE AND
11 SELF-DETERMINATION ACT OF 1996.—Title VI of the
12 Native American Housing Assistance and Self-Determina-
13 tion Act of 1996 (25 U.S.C. 4191 et seq.) is amended—

14 (1) by striking the first section 606 (25 U.S.C.
15 4191 note) (relating to the effective date); and

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

17 **“SEC. 607. AUTHORIZATION OF APPROPRIATIONS.**

18 “There are authorized to be appropriated to the Sec-
19 retary to provide loan guarantees under this title—

20 “(1) \$10,000,000 for fiscal year 2025; and

21 “(2) for fiscal year 2026 and each fiscal year
22 thereafter, the applicable amount during the pre-
23 ceding fiscal year, as adjusted to reflect changes for
24 the 12-month period ending the preceding November
25 30 in the Consumer Price Index for All Urban Con-

1 sumers published by the Bureau of Labor Statistics
2 of the Department of Labor.”.

3 **SEC. 409. LOAN GUARANTEES FOR NATIVE HAWAIIAN**
4 **HOUSING.**

5 Section 184A(j)(7) of the Housing and Community
6 Development Act of 1992 (12 U.S.C. 1715z–13b(j)(7)) is
7 amended—

8 (1) by striking “such sums as may be necessary
9 for each of fiscal years 2001, 2002, 2003, 2004, and
10 2005” and inserting “\$2,500,000 for fiscal year
11 2025 and each fiscal year thereafter”;

12 (2) by striking “There are” and inserting the
13 following:

14 “(A) IN GENERAL.—Subject to subpara-
15 graph (B), there is”; and

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

17 “(B) ADJUSTMENT FOR INFLATION.—The
18 amount made available under subparagraph (A)
19 for fiscal year 2026 and each fiscal year there-
20 after shall be adjusted annually to reflect the
21 change in the Consumer Price Index for All
22 Urban Consumers published by the Bureau of
23 Labor Statistics.”.

1 **SEC. 410. DIRECT HOUSING LOANS FOR NATIVE AMERICAN**
2 **VETERANS PROGRAM.**

3 (a) FUNDING REAUTHORIZATION.—Section 3763 of
4 title 38, United States Code, is amended—

5 (1) by redesignating subsection (b) as sub-
6 section (c); and

7 (2) by inserting after subsection (a) the fol-
8 lowing:

9 “(b) FUNDING.—

10 “(1) IN GENERAL.—For fiscal year 2025 and
11 each fiscal year thereafter, there is authorized to be
12 appropriated, and there is appropriated, out of any
13 monies in the Treasury not otherwise appropriated,
14 \$20,000,000 to the Secretary, for deposit in the Ac-
15 count.

16 “(2) ADJUSTMENT FOR INFLATION.—The
17 amount made available under paragraph (1) for fis-
18 cal year 2026 and each fiscal year thereafter shall
19 be adjusted annually to reflect the change in the
20 Consumer Price Index for All Urban Consumers
21 published by the Bureau of Labor Statistics.”.

22 (b) DEFINITION OF NATIVE HAWAIIAN VETERANS.—
23 Section 3765(3)(B) of title 38, United States Code, is
24 amended by striking “native Hawaiian, as that term is
25 defined in section 201(a)(7) of the Hawaiian Homes Com-
26 mission Act, 1920 (Public Law 67–34; 42 Stat. 108)” and

1 inserting “Native Hawaiian, as that term is defined in sec-
 2 tion 6207 of the Native Hawaiian Education Act (20
 3 U.S.C. 7517)”.

4 **SEC. 411. TRIBAL HUD-VASH PROGRAM.**

5 Section 8(o)(19) of the United States Housing Act
 6 of 1937 (42 U.S.C. 1437f(o)(19)) is amended by adding
 7 at the end the following:

8 “(E) INDIAN VETERANS HOUSING RENTAL
 9 ASSISTANCE PROGRAM.—

10 “(i) DEFINITIONS.—In this subpara-
 11 graph:

12 “(I) ELIGIBLE INDIAN VET-
 13 ERAN.—The term ‘eligible Indian vet-
 14 eran’ means an Indian veteran who
 15 is—

16 “(aa) homeless or at risk of
 17 homelessness; and

18 “(bb) living—

19 “(AA) on or near a res-
 20 ervation; or

21 “(BB) in or near any
 22 other Indian area.

23 “(II) ELIGIBLE RECIPIENT.—
 24 The term ‘eligible recipient’ means a
 25 recipient eligible to receive a grant

1 under section 101 of the Native
2 American Housing Assistance and
3 Self-Determination Act of 1996 (25
4 U.S.C. 4111).

5 “(III) INDIAN; INDIAN AREA.—
6 The terms ‘Indian’ and ‘Indian area’
7 have the meanings given those terms
8 in section 4 of the Native American
9 Housing Assistance and Self-Deter-
10 mination Act of 1996 (25 U.S.C.
11 4103).

12 “(IV) INDIAN TRIBE.—The term
13 ‘Indian Tribe’ means the governing
14 body of any individually identified and
15 Federally recognized Indian or Alaska
16 Native tribe, band, nation, pueblo, vil-
17 lage, community, affiliated Tribal
18 group, or component reservation in-
19 cluded on the list published pursuant
20 to section 104(a) of the Federally
21 Recognized Indian Tribe List Act of
22 1994 (25 U.S.C. 5131(a)).

23 “(V) INDIAN VETERAN.—The
24 term ‘Indian veteran’ means an In-
25 dian who is a veteran.

1 “(VI) PROGRAM.—The term
2 ‘Program’ means the Tribal HUD–
3 VASH program carried out under
4 clause (ii).

5 “(VII) TRIBAL ORGANIZATION.—
6 The term ‘Tribal organization’ has the
7 meaning given the term in section 4
8 of the Indian Self-Determination and
9 Education Assistance Act (25 U.S.C.
10 5304).

11 “(ii) PROGRAM SPECIFICATIONS.—
12 The Secretary shall carry out a rental as-
13 sistance and supported housing program,
14 to be known as the ‘Tribal HUD–VASH
15 program’, in conjunction with the Sec-
16 retary of Veterans Affairs, by awarding
17 grants for the benefit of eligible Indian vet-
18 erans.

19 “(iii) MODEL.—

20 “(I) IN GENERAL.—Except as
21 provided in subclause (II), the Sec-
22 retary shall model the Program on the
23 rental assistance and supported hous-
24 ing program authorized under sub-
25 paragraph (A) and applicable appro-

1 priation Acts, including administra-
2 tion in conjunction with the Secretary
3 of Veterans Affairs.

4 “(II) EXCEPTIONS.—

5 “(aa) SECRETARY OF HOUS-
6 ING AND URBAN DEVELOP-
7 MENT.—After consultation with
8 Indian Tribes and collaboration
9 with eligible recipients and any
10 other appropriate Tribal organi-
11 zations, the Secretary may make
12 necessary and appropriate modi-
13 fications to facilitate the use of
14 the Program by eligible recipients
15 to serve eligible Indian veterans.

16 “(bb) SECRETARY OF VET-
17 ERANS AFFAIRS.—After consulta-
18 tion with Indian Tribes and col-
19 laboration with eligible recipients
20 and any other appropriate Tribal
21 organizations, the Secretary of
22 Veterans Affairs may make nec-
23 essary and appropriate modifica-
24 tions to facilitate the use of the

1 Program by eligible recipients to
2 serve eligible Indian veterans.

3 “(iv) ELIGIBLE RECIPIENTS.—The
4 Secretary shall make amounts for rental
5 assistance and associated administrative
6 costs under the Program available in the
7 form of grants to eligible recipients.

8 “(v) FUNDING CRITERIA.—The Sec-
9 retary shall, after engaging in Tribal con-
10 sultation, award grants under the Program
11 based on—

12 “(I) need;

13 “(II) administrative capacity; and

14 “(III) any other funding criteria
15 established by the Secretary in a no-
16 tice published in the Federal Register
17 after consulting with the Secretary of
18 Veterans Affairs.

19 “(vi) ADMINISTRATION.—Grants
20 awarded under the Program shall be ad-
21 ministered in accordance with the Native
22 American Housing Assistance and Self-De-
23 termination Act of 1996 (25 U.S.C. 4101
24 et seq.), except that recipients shall—

1 “(I) submit to the Secretary, in a
2 manner prescribed by the Secretary
3 after Tribal consultation, reports on
4 the utilization of rental assistance
5 provided under the Program; and

6 “(II) provide to the Secretary in-
7 formation specified by the Secretary
8 after Tribal consultation, to assess the
9 effectiveness of the Program in serv-
10 ing eligible Indian veterans.

11 “(vii) CONSULTATION.—

12 “(I) GRANT RECIPIENTS; TRIBAL
13 ORGANIZATIONS.—The Secretary, in
14 coordination with the Secretary of
15 Veterans Affairs, shall consult with
16 Indian Tribes that are eligible recipi-
17 ents and collaborate with any other
18 appropriate Tribal organization on the
19 design of the Program to ensure the
20 effective delivery of rental assistance
21 and supportive services to eligible In-
22 dian veterans under the Program.

23 “(II) INDIAN HEALTH SERV-
24 ICE.—The Director of the Indian
25 Health Service shall provide any as-

1 sistance requested by the Secretary or
2 the Secretary of Veterans Affairs in
3 carrying out the Program.

4 “(viii) WAIVER.—

5 “(I) IN GENERAL.—Except as
6 provided in subclause (II), the Sec-
7 retary may waive or specify alter-
8 native requirements for any provision
9 of law (including regulations) that the
10 Secretary administers in connection
11 with the use of rental assistance made
12 available under the Program if the
13 Secretary finds that the waiver or al-
14 ternative requirement is necessary for
15 the effective delivery and administra-
16 tion of rental assistance under the
17 Program to eligible Indian veterans.

18 “(II) EXCEPTION.—The Sec-
19 retary may not waive or specify alter-
20 native requirements under subclause
21 (I) for any provision of law (including
22 regulations) relating to labor stand-
23 ards or the environment.

24 “(ix) RENEWAL GRANTS.—The Sec-
25 retary may, after Tribal consultation—

1 “(I) set aside, from amounts
2 made available to carry out the Pro-
3 gram, such amounts as may be nec-
4 essary to award renewal grants to eli-
5 gible recipients that received a grant
6 under the Program in a previous year;
7 and

8 “(II) specify criteria that an eli-
9 gible recipient must satisfy to receive
10 a renewal grant under subclause (I),
11 including providing data on how the
12 eligible recipient used the amounts of
13 any grant previously received under
14 the Program.

15 “(x) REPORTING.—

16 “(I) IN GENERAL.—Not later
17 than 1 year after the date of enact-
18 ment of this subparagraph, and every
19 5 years thereafter, the Secretary, in
20 coordination with the Secretary of
21 Veterans Affairs and the Director of
22 the Indian Health Service, shall—

23 “(aa) conduct a review of
24 the implementation of the Pro-

1 gram, including any factors that
2 may have limited its success; and

3 “(bb) submit a report de-
4 scribing the results of the review
5 under item (aa) to—

6 “(AA) the Committee
7 on Indian Affairs, the Com-
8 mittee on Banking, Housing,
9 and Urban Affairs, the
10 Committee on Veterans’ Af-
11 fairs, and the Committee on
12 Appropriations of the Sen-
13 ate;

14 “(BB) the Sub-
15 committee on Indian and In-
16 sular Affairs of the Com-
17 mittee on Natural Re-
18 sources, the Committee on
19 Financial Services, the Com-
20 mittee on Veterans’ Affairs,
21 and the Committee on Ap-
22 propriations of the House of
23 Representatives; and

24 “(CC) Indian Tribes
25 that request the report.

1 “(II) ANALYSIS OF HOUSING
2 STOCK LIMITATION.—The Secretary
3 shall include in the initial report sub-
4 mitted under subclause (I) a descrip-
5 tion of—

6 “(aa) any regulations gov-
7 erning the use of formula current
8 assisted stock (as defined in sec-
9 tion 1000.314 of title 24, Code of
10 Federal Regulations (or any suc-
11 cessor regulation)) within the
12 Program;

13 “(bb) the number of recipi-
14 ents of grants under the Pro-
15 gram that have reported the reg-
16 ulations described in item (aa) as
17 a barrier to implementation of
18 the Program; and

19 “(cc) proposed alternative
20 legislation or regulations devel-
21 oped by the Secretary in con-
22 sultation or collaboration with re-
23 cipients of grants under the Pro-
24 gram to allow the use of formula

1 current assisted stock within the
2 Program.

3 “(xi) APPROPRIATIONS.—

4 “(I) IN GENERAL.—To carry out
5 the Program, there is authorized to be
6 appropriated to the Secretary, and
7 there is appropriated, out of any mon-
8 ies in the Treasury not otherwise ap-
9 propriated, \$15,000,000 for fiscal
10 year 2025 and each fiscal year there-
11 after.

12 “(II) ADJUSTMENT FOR INFLA-
13 TION.—The amount made available
14 under clause (i) for fiscal year 2026
15 and each fiscal year thereafter shall
16 be adjusted annually to reflect the
17 change in the Consumer Price Index
18 for All Urban Consumers published by
19 the Bureau of Labor Statistics.”.

20 **SEC. 412. HOUSING IMPROVEMENT PROGRAM, BUREAU OF**
21 **INDIAN AFFAIRS.**

22 (a) IN GENERAL.—There is authorized to be appro-
23 priated to the Director of the Bureau of Indian Affairs
24 to carry out the Housing Improvement Program of the
25 Bureau of Indian Affairs authorized under the Act of No-

1 vember 2, 1921 (25 U.S.C. 13) (commonly known as the
 2 “Snyder Act”), and there is appropriated, out of any mon-
 3 ies in the Treasury not otherwise appropriated,
 4 \$400,000,000 for fiscal year 2025 and each fiscal year
 5 thereafter.

6 (b) ADJUSTMENT FOR INFLATION.—The amount
 7 made available under subsection (a) for fiscal year 2026
 8 and each fiscal year thereafter shall be adjusted annually
 9 to reflect the change in the Consumer Price Index for All
 10 Urban Consumers published by the Bureau of Labor Sta-
 11 tistics.

12 (c) TRIBAL CONSULTATION.—The Bureau of Indian
 13 Affairs shall engage in Tribal consultation to ensure that
 14 the Housing Improvement Program’s funding formula
 15 does not disadvantage Indian Tribes of certain sizes or
 16 from certain Bureau of Indian Affairs regions.

17 **SEC. 413. TRIBAL UNINHABITABLE HOUSING IMPROVE-**
 18 **MENT PROGRAM.**

19 Title V of the Housing Act of 1949 (42 U.S.C. 1471
 20 et seq.) is amended by adding at the end the following:

21 **“SEC. 545. TRIBAL UNINHABITABLE HOUSING IMPROVE-**
 22 **MENT PROGRAM.**

23 “(a) DEFINITIONS.—In this section:

24 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
 25 tity’ means an Indian tribe or Tribal organization lo-

1 cated in a rural area that has high levels of over-
 2 crowded housing and homelessness.

3 “(2) TRIBAL ORGANIZATION.—The term ‘Tribal
 4 organization’ has the meaning given the term in sec-
 5 tion 4 of the Indian Self-Determination and Edu-
 6 cational Assistance Act (25 U.S.C. 5304).

7 “(b) PURPOSE.—The purpose of this section is to im-
 8 prove living conditions and prevent homelessness in rural
 9 Tribal communities by—

10 “(1) assessing the condition of existing housing
 11 resources; and

12 “(2) preventing those resources from—

13 “(A) deteriorating; and

14 “(B) becoming uninhabitable.

15 “(c) GRANTS.—

16 “(1) IN GENERAL.—The Secretary shall award
 17 grants to eligible entities—

18 “(A) to repair overcrowded homes to pre-
 19 vent the homes from becoming uninhabitable;

20 “(B) to remediate homes that are generally
 21 uninhabitable or fail to meet the housing qual-
 22 ity standards established under section
 23 8(o)(8)(B) of the United States Housing Act of
 24 1937 (42 U.S.C. 1437f(o)(8)(B)); or

1 “(C) to repair homes damaged due to cli-
2 mate change and extreme weather.

3 “(2) PRIORITY.—In awarding grants under this
4 subsection, the Secretary may give priority to an eli-
5 gible entity that is located in a community with lev-
6 els of overcrowded housing and homelessness that
7 the Secretary determines are among the highest for
8 communities in which eligible entities are located.

9 “(3) USE OF MULTIPLE GRANTS FOR SAME
10 PROJECT.—Multiple eligible entities that each re-
11 ceive a grant under this subsection may use the
12 grants for the same project.

13 “(d) ADMINISTRATIVE COSTS.—The Secretary may
14 use not more than 3 percent of the amounts made avail-
15 able to carry out this section—

16 “(1) to administer the competition for grants
17 under this section;

18 “(2) to provide oversight of grantees; and

19 “(3) to collect data on the use of grants award-
20 ed under this section.

21 “(e) FUNDING.—

22 “(1) IN GENERAL.—There is authorized to be
23 appropriated to the Secretary to provide grants
24 under this section, and there is appropriated, out of
25 any monies in the Treasury not otherwise appro-

“(2) ADJUSTMENT FOR INFLATION.—The amount made available under paragraph (1) for fiscal year 2026 and each fiscal year thereafter shall be adjusted annually to reflect the change in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics.

9 “(f) RELATIONSHIP TO OTHER ASSISTANCE.—The
10 receipt by an eligible entity of a grant under this section
11 shall not affect the eligibility of the eligible entity for any
12 other assistance provided by the Secretary.”.

(a) ESTABLISHMENT.—There is established a workgroup, to be known as the “Coordinated Environmental Review Process Workgroup” (referred to in this section as the “Workgroup”), consisting of the head (or a designee) of each of—

- 20 (1) the Department of Agriculture;
- 21 (2) the Department of Commerce;
- 22 (3) the Department of Energy;
- 23 (4) the Department of Health and Human
- 24 Services;

1 (5) the Department of Housing and Urban De-
2 velopment;

3 (6) the Department of the Interior;

4 (7) the Department of Transportation;

5 (8) the Council on Environmental Quality; and

6 (9) the Environmental Protection Agency.

7 (b) CHAIRPERSON.—The Secretary of Housing and
8 Urban Development (or a designee) shall—

9 (1) serve as chairperson of the Workgroup; and

10 (2) be responsible for convening meetings and
11 coordinating the activities of the Workgroup.

12 (c) DUTIES.—The Workgroup shall—

13 (1) assess whether each member agency of the
14 Workgroup has adopted the recommendations made
15 in the report entitled “Coordinated Environmental
16 Review Process Final Report” and dated December
17 15, 2015, prepared by the Department of Housing
18 and Urban Development, in collaboration with the
19 Coordinated Environmental Review Process
20 Workgroup established pursuant to Senate Report
21 113–182 (2014), accompanying S. 2438, 113th Con-
22 gress;

23 (2) to the extent that any recommendation de-
24 scribed in paragraph (1) has not been implemented,

1 establish a plan for implementation of the rec-
2 ommendation; and

3 (3) prepare and submit to Congress the reports
4 required under subsection (d).

5 (d) REPORTS.—

6 (1) INITIAL.—Not later than 18 months after
7 the date of enactment of this Act, the Secretary of
8 Housing and Urban Development, in collaboration
9 with the Workgroup, shall submit to the Committee
10 on Indian Affairs of the Senate and the Committee
11 on Natural Resources of the House of Representa-
12 tives a report describing—

13 (A) the results of the assessment under
14 subsection (c)(1);

15 (B) any plan established under subsection
16 (c)(2); and

17 (C) its plan to engage in Tribal consulta-
18 tion regarding implementation.

19 (2) UPDATES.—Not later than 1 year after the
20 date of submission of the report under paragraph
21 (1), and not less frequently annually thereafter, the
22 Secretary of Housing and Urban Development, in
23 collaboration with the Workgroup, shall submit to
24 the Committees described in that paragraph an up-
25 dated report in accordance with that paragraph.

TITLE V—ECONOMIC DEVELOPMENT

SEC. 501. FINDINGS.

Congress finds that—

(1) the Federal Government has failed to honor its trust responsibility to promote Tribal self-determination through the support of economic development on Tribal lands;

(2) the Federal Government has failed to assist Indian Tribes with the individualized economic development necessary for Indian Tribes—

(A) to exercise self-determination; and

(B) to make knowledgeable decisions as to how to best develop and manage the resources on Tribal lands for the benefit of the Indian Tribe;

(3) Native Americans experience—

(A) a poverty rate that is approximately twice the national average; and

(B) higher rates of unemployment than any other group of people in the United States;

(4) due to the remote location of many Indian Tribes, individuals may have long commutes, which are further exacerbated by inadequate roads and in-

1 frastructure due to chronic underfunding and lack of
2 transportation;

3 (5) Indian Tribes have had limited access to,
4 or, in many cases, no direct access to, electricity,
5 water, broadband, and adequate infrastructure;

6 (6)(A) only 65 percent of American Indians and
7 Alaska Natives living on Tribal lands have access to
8 fixed broadband services;

9 (B) only 69 percent of American Indian, Alaska
10 Native, and Native Hawaiian households residing on
11 rural Tribal lands have telephone services; and

12 (C) the lack of access described in subpara-
13 graphs (A) and (B) is in stark contrast with the na-
14 tional average of 98 percent of households that have
15 access to telephone services, and 92 percent of indi-
16 viduals living outside of Tribal lands that have ac-
17 cess to fixed broadband services;

18 (7) approximately 1,500,000 people living on
19 Tribal lands lack access to broadband;

20 (8) 75 percent of rural Indian Health Service
21 facilities still lack reliable broadband networks for
22 American Indians and Alaska Natives to access tele-
23 health or clinical health care services, which is a
24 critical need in the most geographically isolated

1 areas of the United States, furthering economic in-
2 equities on Tribal lands;

3 (9) according to the Bureau of Indian Edu-
4 cation, up to 95 percent of Native American stu-
5 dents at some Bureau of Indian Education schools
6 cannot access internet services at home;

7 (10) lack of internet access negatively affects
8 the ability to conduct business online, which took on
9 increased importance since the beginning of the
10 Coronavirus Disease 2019 (COVID–19) pandemic;
11 and

12 (11) very few Indian Tribes have established
13 telecommunications companies to provide residential
14 phone and internet services.

15 **SEC. 502. SENSE OF CONGRESS.**

16 It is the sense of Congress that—

17 (1) Congress should determine and provide the
18 funding needed to meet the essential utilities and
19 core infrastructure needs on Tribal lands, such as
20 electricity, water, telecommunications, and roads;

21 (2) Congress should—

22 (A) provide direct, mandatory funding to
23 Indian Tribes and the Department of Hawaiian
24 Home Lands; and

1 (B) allow Indian Tribes and the Depart-
2 ment of Hawaiian Home Lands to leverage
3 Federal funding;

4 (3) in cases in which Federal infrastructure
5 projects occur on or affect Tribal lands or Tribal or
6 Native Hawaiian communities, the Federal Govern-
7 ment should engage in, as applicable—

8 (A) consistent, transparent, and deferential
9 consultation with Indian Tribes; and

10 (B) consistent, transparent, and deferen-
11 tial collaboration with the Department of Ha-
12 waiian Home Lands and Native Hawaiian orga-
13 nizations;

14 (4) the Federal Government should include
15 Tribal sovereignty principles for Indian Tribes to
16 manage and self-govern natural resources, including
17 electromagnetic spectrum over Tribal lands, in ac-
18 cordance with the Federal trust responsibility and
19 acknowledgment of their sovereignty, to promote
20 economic development and self-management of those
21 modern natural resources;

22 (5) the Federal Government should clarify the
23 inherent ownership by Indian Tribes and Native Ha-
24 waiian organizations of spectrum licenses and spec-
25 trum over Tribal lands and Hawaiians, and preserve

1 that ownership, in furtherance of the Federal trust
2 responsibility over, and Indian and Native Hawaiian
3 self-governance of their own modern natural re-
4 sources;

5 (6) the Federal Government should—

6 (A) diminish the effect of the Tribal pri-
7 ority filing windows, auctions for spectrum li-
8 censes over Tribal lands, and assignment and
9 leasing of spectrum over Tribal lands carried
10 out by the Federal Communications Commis-
11 sion;

12 (B) ensure the competitive bidding author-
13 ity of the Federal Communications Commission
14 does not apply to licenses or construction per-
15 mits issued by the Commission over Tribal
16 lands and Hawaiian home lands; and

17 (C) permanently eliminate the public avail-
18 ability of spectrum over Tribal lands and Ha-
19 waiian home lands; and

20 (7) legislation to address the lack of spectrum
21 access by Indian Tribes over Tribal lands and to de-
22 ploy wireless broadband services, in furtherance of
23 Tribal sovereignty (known as the “DIGITAL Res-
24 ervations Act” or the “Deploying the Internet by
25 Guaranteeing Indian Tribes Autonomy over Licens-

1 ing on Reservations Act”, S. 4331 and H.R. 7774,
2 116th Congress, as introduced on July 27, 2020,
3 and July 24, 2020, respectively), should be enacted
4 without delay.

5 **Subtitle A—Economic Develop-**
6 **ment, Infrastructure, and In-**
7 **vestments**

8 **SEC. 511. TRIBAL TRANSPORTATION PROGRAM.**

9 (a) IN GENERAL.—There are authorized to be appro-
10 priated to carry out the tribal transportation program
11 under section 202 of title 23, United States Code, and
12 there are appropriated, out of any monies in the Treasury
13 not otherwise appropriated—

14 (1) for each of fiscal years 2025 through 2027,
15 \$1,000,000,000; and

16 (2) for fiscal year 2028 and each fiscal year
17 thereafter, \$800,000,000.

18 (b) ADJUSTMENT FOR INFLATION.—The amounts
19 made available under subsection (a) for fiscal year 2029
20 and each fiscal year thereafter shall be adjusted annually
21 to reflect the change in the Consumer Price Index for All
22 Urban Consumers published by the Bureau of Labor Sta-
23 tistics.

24 (c) OBLIGATION LIMITATION.—The limitation on ob-
25 ligations for Federal-aid highway and highway safety con-

struction programs for each fiscal year shall not apply to the amounts made available under subsection (a).

(d) TREATMENT.—Amounts made available under subsection (a) shall be available for obligation in accordance with section 201 of title 23, United States Code.

SEC. 512. TRIBAL HIGH PRIORITY PROJECTS PROGRAM.

Section 1123(h) of MAP-21 (23 U.S.C. 202 note; Public Law 112–141) is amended by striking paragraph (2) and inserting the following:

“(2) APPROPRIATION.—There is authorized to be appropriated, and there is appropriated, out of any monies in the Treasury not otherwise appropriated, to carry out the program \$50,000,000 for fiscal year 2025 and each fiscal year thereafter.”.

SEC. 513. BUREAU OF INDIAN AFFAIRS ROAD MAINTENANCE PROGRAM.

(a) IN GENERAL.—There are authorized to be appropriated, and there are appropriated, out of any monies in the Treasury not otherwise appropriated, to the Director of the Bureau of Indian Affairs to carry out the road maintenance program of the Bureau—

(1) for each of fiscal years 2025 through 2029, \$100,000,000; and

(2) for fiscal year 2030 and each fiscal year thereafter, \$50,000,000.

1 (b) ADJUSTMENT FOR INFLATION.—The amounts
 2 made available under subsection (a) for fiscal year 2031
 3 and each fiscal year thereafter shall be adjusted annually
 4 to reflect the change in the Consumer Price Index for All
 5 Urban Consumers published by the Bureau of Labor Sta-
 6 tistics.

7 **SEC. 514. TRIBAL TRANSIT PROGRAM.**

8 Section 5311 of title 49, United States Code, is
 9 amended—

10 (1) in subsection (c), by striking paragraph (2)
 11 and inserting the following:

12 “(2) PUBLIC TRANSPORTATION ON INDIAN RES-
 13 ERVATIONS.—

14 “(A) APPROPRIATION.—For fiscal year
 15 2025 and each fiscal year thereafter, there is
 16 authorized to be appropriated, and there is ap-
 17 propriated, out of any monies in the Treasury
 18 not otherwise appropriated, \$75,000,000 for
 19 grants to Indian tribes for any purpose eligible
 20 under this section, under such terms and condi-
 21 tions as may be established by the Secretary.

22 “(B) APPORTIONMENT.—Amounts made
 23 available under subparagraph (A) shall be ap-
 24 portioned as formula grants, as provided in
 25 subsection (j).

1 “(C) ADJUSTMENT FOR INFLATION.—The
 2 amount made available under subparagraph (A)
 3 for fiscal year 2026 and each fiscal year there-
 4 after shall be adjusted annually to reflect the
 5 change in the Consumer Price Index for All
 6 Urban Consumers published by the Bureau of
 7 Labor Statistics.”; and

8 (2) in subsection (j)(1)(A), in the matter pre-
 9 ceding clause (i), by striking “described in sub-
 10 section (c)(2)(B)” and inserting “made available
 11 under subsection (c)(2)(A)”.

12 **SEC. 515. TRIBAL TRANSPORTATION TECHNICAL ASSIST-**
 13 **ANCE PROGRAM.**

14 (a) IN GENERAL.—For fiscal year 2025 and each fis-
 15 cal year thereafter, there is authorized to be appropriated,
 16 and there is appropriated, out of any monies in the Treas-
 17 ury not otherwise appropriated, \$7,500,000 to carry out
 18 the tribal transportation technical assistance program
 19 under section 504(b)(2)(D)(ii) of title 23, United States
 20 Code.

21 (b) ADJUSTMENT FOR INFLATION.—The amount
 22 made available under subsection (a) for fiscal year 2026
 23 and each fiscal year thereafter shall be adjusted annually
 24 to reflect the change in the Consumer Price Index for All

1 Urban Consumers published by the Bureau of Labor Sta-
2 tistics.

3 (c) OBLIGATION LIMITATION.—The limitation on ob-
4 ligations for Federal-aid highway and highway safety con-
5 struction programs for each fiscal year shall not apply to
6 the amounts made available under subsection (a).

7 (d) TREATMENT.—Amounts made available under
8 subsection (a) shall be available for obligation in the same
9 manner as if those funds were apportioned under chapter
10 1 of title 23, United States Code.

11 (e) TRIBAL CONSULTATION.—In carrying out the
12 tribal transportation technical assistance program under
13 section 504(b)(2)(D)(ii) of title 23, United States Code,
14 the Secretary of Transportation shall engage in Tribal
15 consultation.

16 **SEC. 516. RURAL DEVELOPMENT TRIBAL TECHNICAL AS-**
17 **SISTANCE PROGRAM.**

18 (a) IN GENERAL.—Subject to subsection (b), for each
19 of fiscal years 2025 through 2034, there is authorized to
20 be appropriated, and there is appropriated, out of any
21 monies in the Treasury not otherwise appropriated,
22 \$2,000,000 to the Secretary of Agriculture to provide
23 technical assistance under section 6302 of the Agriculture
24 Improvement Act of 2018 (7 U.S.C. 2671).

1 (b) ADJUSTMENT FOR INFLATION.—The amount
 2 made available under subsection (a) for each of fiscal
 3 years 2026 through 2034 shall be adjusted annually to
 4 reflect the change in the Consumer Price Index for All
 5 Urban Consumers published by the Bureau of Labor Sta-
 6 tistics.

7 **SEC. 517. NATIVE AMERICAN COMMUNITY DEVELOPMENT**
 8 **FINANCIAL INSTITUTIONS ASSISTANCE PRO-**
 9 **GRAM.**

10 (a) NON-FEDERAL SHARE.—Section 108(e) of the
 11 Community Development Banking and Financial Institu-
 12 tions Act of 1994 (12 U.S.C. 4707(e)) is amended—

13 (1) in paragraph (1)—

14 (A) in the third sentence, by striking “The
 15 Fund shall provide no assistance” and inserting
 16 the following:

17 “(iii) PROHIBITION.—Subject to sub-
 18 paragraph (B), no assistance may be pro-
 19 vided by the Fund”;

20 (B) in the second sentence, by striking
 21 “Such matching funds” and inserting the fol-
 22 lowing:

23 “(ii) FORM.—The matching funds re-
 24 quired under clause (i)”;

1 (C) by striking “(1) IN GENERAL.—Assist-
 2 ance” and inserting the following:

3 “(1) MATCHING REQUIREMENT.—

4 “(A) REQUIREMENT.—

5 “(i) IN GENERAL.—Subject to sub-
 6 paragraph (B) and paragraph (2), assist-
 7 ance”; and

8 (D) by adding at the end the following:

9 “(B) WAIVER FOR CERTAIN INDIVIDUALS
 10 AND ENTITIES.—The requirements of subpara-
 11 graph (A) shall not apply to any individual or
 12 entity using the assistance provided under this
 13 section only for the benefit of Indians, Alaska
 14 Natives, Native Hawaiians, or an Indian
 15 tribe.”; and

16 (2) in paragraph (2), in the matter preceding
 17 subparagraph (A), by striking “paragraph (1)” and
 18 inserting “paragraph (1)(A)”.

19 (b) FUNDING.—Section 121 of the Community Devel-
 20 opment Banking and Financial Institutions Act of 1994
 21 (12 U.S.C. 4718) is amended—

22 (1) by redesignating subsection (c) as sub-
 23 section (d); and

24 (2) by inserting after subsection (b) the fol-
 25 lowing:

1 “(c) FUNDING FOR INDIANS.—

2 “(1) IN GENERAL.—There are authorized to be
3 appropriated, and there are appropriated, out of any
4 monies in the Treasury not otherwise appropriated,
5 to the Fund for the purpose of providing financial
6 assistance, technical assistance, training, and out-
7 reach programs to benefit Indian tribes, primarily
8 through Native Community Development Financial
9 Institutions with experience and expertise in commu-
10 nity development banking and lending in Indian
11 country, and that are committed to working with In-
12 dian organizations, Indian tribes, tribal organiza-
13 tions, and other appropriate individuals and enti-
14 ties—

15 “(A) for fiscal year 2025, \$55,000,000;

16 “(B) for fiscal year 2026, \$65,000,000;

17 “(C) for fiscal year 2027, \$70,000,000;

18 “(D) for fiscal year 2028, \$75,000,000;

19 and

20 “(E) for fiscal year 2029 and each fiscal
21 year thereafter, \$80,000,000, subject to para-
22 graph (2).

23 “(2) ADJUSTMENT FOR INFLATION.—The
24 amounts made available under paragraph (1)(E) for
25 fiscal year 2030 and each fiscal year thereafter shall

1 be adjusted annually to reflect the change in the
 2 Consumer Price Index for All Urban Consumers
 3 published by the Bureau of Labor Statistics.”.

4 **SEC. 518. TRIBAL REVOLVING FUNDS.**

5 (a) FEDERAL WATER POLLUTION CONTROL ACT.—
 6 Section 518 of the Federal Water Pollution Control Act
 7 (33 U.S.C. 1377) is amended—

8 (1) in subsection (c)(2), by striking “0.5 per-
 9 cent and not more than 2.0 percent” and inserting
 10 “5 percent”; and

11 (2) in subsection (f), in the second sentence, by
 12 striking “subsection (d) of this section” and insert-
 13 ing “subsection (e)”.

14 (b) SAFE DRINKING WATER ACT.—Section
 15 1452(i)(1) of the Safe Drinking Water Act (42 U.S.C.
 16 300j–12(i)(1)) is amended—

17 (1) in the second sentence, by striking “Except
 18 as” and inserting the following:

19 “(B) USE OF GRANTS.—Except as”; and

20 (2) by striking the paragraph designation and
 21 heading and all that follows through “may be used
 22 by the Administrator” in the first sentence and in-
 23 serting the following:

24 “(1) GRANTS.—

1 “(A) IN GENERAL.—Notwithstanding any
 2 other provision of law, not less than 5 percent
 3 of the amounts made available for each fiscal
 4 year to carry out this section shall be used by
 5 the Administrator”.

6 **SEC. 519. TRIBAL WATER POLLUTION CONTROL.**

7 Section 106 of the Federal Water Pollution Control
 8 Act (33 U.S.C. 1256) is amended by striking subsections
 9 (b) and (c) and inserting the following:

10 “(b) ALLOTMENT.—Of the amounts made available
 11 to carry out this section for each fiscal year, the Adminis-
 12 trator shall—

13 “(1) subject to paragraph (2), make allotments
 14 to States and interstate agencies in accordance with
 15 such regulations as the Administrator may promul-
 16 gate, based on the extent of the pollution problem in
 17 each State; and

18 “(2) notwithstanding any other provision of
 19 law, allot to Indian tribes not less than 20 percent.

20 “(c) AMOUNT.—The Administrator may pay to each
 21 State, Indian tribe, and interstate agency for each fiscal
 22 year an amount equal to the lesser of—

23 “(1) the allotment of the State, Indian tribe, or
 24 interstate agency for the fiscal year under subsection
 25 (b); and

1 “(2) the reasonable costs, as determined by the
 2 Administrator, of developing and carrying out a pol-
 3 lution program by the State, Indian tribe, or inter-
 4 state agency during the fiscal year.”.

5 **SEC. 520. RURAL UTILITIES SERVICE WATER AND WASTE**
 6 **DISPOSAL PROGRAM.**

7 Section 306C(e) of the Consolidated Farm and Rural
 8 Development Act (7 U.S.C. 1926c(e)) is amended—

9 (1) in paragraph (1)—

10 (A) in the matter preceding subparagraph
 11 (A), by striking “Subject to paragraph (2),
 12 there” and inserting “There”;

13 (B) in subparagraph (A), by adding “and”
 14 after the semicolon at the end;

15 (C) in subparagraph (B), by striking “;
 16 and” at the end and inserting a period; and

17 (D) by striking subparagraph (C); and

18 (2) in paragraph (2)—

19 (A) by striking “paragraph (1)(C)” and in-
 20 serting “this paragraph”; and

21 (B) by striking the paragraph designation
 22 and heading and all that follows through “An
 23 entity” and inserting the following:

24 “(2) INDIANS AND INDIAN TRIBES.—

25 “(A) FUNDING.—

1 “(i) IN GENERAL.—Subject to sub-
2 paragraph (B), for fiscal year 2025 and
3 each fiscal year thereafter, there is author-
4 ized to be appropriated, and there is ap-
5 propriated, out of any monies in the Treas-
6 ury not otherwise appropriated,
7 \$100,000,000 to the Secretary to provide
8 grants and loans under this section to ben-
9 efit Indians and Indian Tribes (as those
10 terms are defined in section 4 of the In-
11 dian Self-Determination and Education
12 Assistance Act (25 U.S.C. 5304)).

13 “(ii) ADJUSTMENT FOR INFLATION.—
14 The amount made available under clause
15 (i) for fiscal year 2026 and each fiscal year
16 thereafter shall be adjusted annually to re-
17 flect the change in the Consumer Price
18 Index for All Urban Consumers published
19 by the Bureau of Labor Statistics.

20 “(B) EXCEPTION.—An entity”.

21 **SEC. 521. FUNDING FOR CLAIMS RESOLUTION ACT OF 2010.**

22 Section 101(e)(1) of the Claims Resolution Act of
23 2010 (Public Law 111–291; 124 Stat. 3067) is amend-
24 ed—

1 (1) in subparagraph (B), by striking “Settle-
 2 ment” and inserting “Settlement, and during the
 3 10-year period beginning on the date of enactment
 4 of the Honoring Promises to Native Nations Act”;
 5 and

6 (2) in subparagraph (C), by adding at the end
 7 the following:

8 “(iii) ADDITIONAL APPROPRIATION.—

9 In addition to amounts deposited in the
 10 Trust Land Consolidation Fund under
 11 clause (i) and subparagraph (D), not later
 12 than 1 year after the date of enactment of
 13 the Honoring Promises to Native Nations
 14 Act, the Secretary of the Treasury shall
 15 deposit in the Trust Land Consolidation
 16 Fund \$1,900,000,000.”.

17 **Subtitle B—Spectrum Sovereignty**
 18 **and Broadband Deployment on**
 19 **Tribal Lands**

20 **SEC. 531. TRIBAL BROADBAND FUND.**

21 (a) ESTABLISHMENT.—The Commission shall estab-
 22 lish, as a permanent Federal universal service support
 23 mechanism under section 254 of the Communications Act
 24 of 1934 (47 U.S.C. 254), a mechanism to be known as
 25 the “Tribal Broadband Fund”.

1 (b) ANNUAL AMOUNT OF SUPPORT.—

2 (1) INITIAL AMOUNT.—The amount of Federal
3 universal service support provided through the Trib-
4 al Broadband Fund shall be \$1,000,000,000 for fis-
5 cal year 2025.

6 (2) PROPORTIONAL ADJUSTMENT.—For fiscal
7 year 2026 and each fiscal year thereafter, the
8 amount specified in paragraph (1) shall be adjusted
9 so that the amount of Federal universal service sup-
10 port provided through the Tribal Broadband Fund
11 for such subsequent fiscal year bears the same pro-
12 portion to the amount of Federal universal service
13 support provided through all Federal universal serv-
14 ice support mechanisms other than the Tribal
15 Broadband Fund for such subsequent fiscal year as
16 the proportion that \$1,000,000,000 bears to the
17 amount of Federal universal service support pro-
18 vided through all Federal universal service support
19 mechanisms other than the Tribal Broadband Fund
20 for fiscal year 2025.

21 (c) PROVISION OF SUPPORT.—The Commission shall
22 use the Tribal Broadband Fund to provide Federal uni-
23 versal service support to Indian Tribes, the Department
24 of Hawaiian Home Lands, and qualifying Tribal entities
25 to provide—

1 (1) technical assistance, deployment of
2 broadband service infrastructure, maintenance, plan-
3 ning, training, and digital literacy programs to in-
4 crease broadband services and network buildout on
5 Tribal lands, in addition to further economic devel-
6 opment initiatives for all spectrum over Tribal lands,
7 including radio, television, broadcast, commercial,
8 and noncommercial uses, and current generation or
9 better broadband services;

10 (2) infrastructure for middle mile and long-haul
11 fiber buildout, adoption of digital literacy, and other
12 related resources to expedite the immediate deploy-
13 ment of, and full access to, telecommunications,
14 broadband service, spectrum use and future develop-
15 ment, and wireless services (including wireless
16 broadband service); and

17 (3) other smart infrastructure development and
18 integration on Tribal lands, and other related activi-
19 ties to ensure Tribal lands have full access to high-
20 speed broadband services, telecommunications serv-
21 ices, and other sovereignty of communications infra-
22 structure covering Tribal lands.

23 (d) PRIORITIZATION.—In allocating funds from the
24 Tribal Broadband Fund, the Commission—

1 (1) shall prioritize locations where telecommuni-
2 cations or broadband services have left residents un-
3 derserved; and

4 (2) may use funds in locations described in
5 paragraph (1) for last mile fiber, middle mile fiber,
6 backhaul transit, interconnection, and other costs
7 and repairs to damaged infrastructure.

8 (e) TECHNICAL ASSISTANCE.—The Commission shall
9 provide requested technical assistance, training programs,
10 and grants to assist Indian Tribes, qualifying Tribal enti-
11 ties, the Department of Hawaiian Home Lands, inter-
12 Tribal government organizations, and Tribal Colleges and
13 Universities for the purpose of immediate deployment of
14 telecommunications or broadband services or infrastruc-
15 ture development over Tribal lands.

16 (f) FINAL ORDER.—Not later than 18 months after
17 the date of enactment of this Act, the Commission shall
18 issue a final order adopting rules and policies associated
19 with the establishment, implementation, and administra-
20 tion of the Tribal Broadband Fund.

21 (g) RULE OF CONSTRUCTION.—Nothing in this sec-
22 tion shall be construed to limit or prevent an Indian Tribe,
23 the Department of Hawaiian Home Lands, or a qualifying
24 Tribal entity from accessing existing or additional funding
25 through the Commission or any other Federal agency.

1 **SEC. 532. OFFICE OF NATIVE AFFAIRS AND POLICY, FED-**
2 **ERAL COMMUNICATIONS COMMISSION.**

3 (a) TECHNICAL ASSISTANCE.—

4 (1) IN GENERAL.—The Commission, acting
5 through the Office of Native Affairs and Policy and
6 at the request of an Indian Tribe, the Department
7 of Hawaiian Home Lands, or a qualifying Tribal en-
8 tity, shall provide technical assistance to apply for
9 and participate in—

10 (A) the Tribal Broadband Fund;

11 (B) other Federal universal service support
12 mechanisms;

13 (C) other Federal funding opportunities
14 for broadband service or infrastructure develop-
15 ment; and

16 (D) the Tribal Spectrum Market estab-
17 lished under section 534.

18 (2) PRIORITY.—A request for technical assist-
19 ance made under this subsection from an Indian
20 Tribe, the Department of Hawaiian Home Lands, or
21 a qualifying Tribal entity shall receive priority where
22 telecommunications or broadband services on Tribal
23 lands—

24 (A) have not been deployed; or

25 (B) have been inadequately deployed to
26 provide broadband services over those Tribal

1 lands, resulting in unserved and underserved
2 Tribal residents.

3 (3) ADDITIONAL ASSISTANCE.—The assistance
4 under this subsection includes assistance for associ-
5 ated backhaul, repairs to damaged infrastructure, or
6 new infrastructure to deploy broadband service.

7 (b) ADDITIONAL TECHNICAL ASSISTANCE.—In addi-
8 tion to the technical assistance provided under subsection
9 (a), the Commission shall provide technical assistance that
10 includes training programs and grant assistance to Indian
11 Tribes, qualifying Tribal entities, the Department of Ha-
12 waiian Home Lands, inter-Tribal government organiza-
13 tions, Tribal Colleges and Universities, and colleges and
14 universities with Tribal-serving institutions with expertise
15 on Tribal broadband policy for the purpose of immediate
16 deployment of telecommunications or broadband services
17 and infrastructure over Tribal lands.

18 (c) ENGAGEMENT WITH THE DEPARTMENT OF THE
19 INTERIOR, DEPARTMENT OF COMMERCE, AND COMMIS-
20 SION.—The Secretary of the Interior, the Secretary of
21 Commerce, and the Commission shall provide technical as-
22 sistance to Indian Tribes, the Department of Hawaiian
23 Home Lands, and qualifying Tribal entities (and, if lo-
24 cated on Tribal lands, to schools, libraries, health care fa-
25 cilities, public safety entities, Tribal chapter houses, com-

1 munity centers, government buildings of an Indian Tribe,
2 and locations where Tribal, State, and Federal elections
3 and census activities are carried out) to resolve barriers
4 to the deployment and adoption of broadband service and
5 other services provided using spectrum, including the fol-
6 lowing:

7 (1) Classes or other education related to com-
8 puter literacy.

9 (2) Acquisition of computers and related hard-
10 ware and software.

11 (3) Use of broadband service and computers for
12 public safety and emergency communications serv-
13 ices and interoperability.

14 (4) Use of spectrum and wireless broadband
15 service and computers where Tribal, State, and Fed-
16 eral elections and census activities are carried out.

17 (5) Use of spectrum and broadband service and
18 computers to respond to public emergencies, includ-
19 ing health and biohazard threats and natural disas-
20 ters.

21 (6) Such other areas as the Commission, or a
22 relevant Federal agency that has a role conducting
23 activities on Tribal lands, determines to be advisable
24 to increase the deployment and adoption of
25 broadband service and other services provided using

1 spectrum on Tribal lands, or where an Indian Tribe,
 2 the Department of Hawaiian Home Lands, or a
 3 qualifying Tribal entity holds a valid and active
 4 spectrum license or right-of-way access.

5 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
 6 tion may be construed to limit or supersede—

7 (1) the responsibilities of the Commission or
 8 another Federal agency; or

9 (2) the engagement with Indian Tribes, the De-
 10 partment of Hawaiian Home Lands or Native Ha-
 11 waiian communities, and qualifying Tribal entities
 12 by the Commission or any other Federal agency.

13 (e) APPROPRIATIONS AMENDMENT.—Section 6 of the
 14 Communications Act of 1934 (47 U.S.C. 156) is amend-
 15 ed—

16 (1) in the section heading, by inserting “; **AP-**
 17 **PROPRIATIONS**” after “**AUTHORIZATION OF AP-**
 18 **PROPRIATIONS**”; and

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

20 “(c) OFFICE OF NATIVE AFFAIRS AND POLICY.—

21 “(1) IN GENERAL.—For necessary expenses of
 22 the Office of Native Affairs and Policy of the Com-
 23 mission, there is authorized to be appropriated to
 24 the Commission, and there is appropriated, out of
 25 any monies in the Treasury not otherwise appro-

1 priated, \$950,000 for each of fiscal years 2025
2 through 2033.

3 “(2) ONAP FEDERAL FUNDING DIRECTOR.—

4 “(A) ESTABLISHMENT.—The Commission
5 shall use 20 percent of the amounts appro-
6 priated under paragraph (1) to establish within
7 the Office of Native Affairs and Policy of the
8 Commission a position of Federal Funding Di-
9 rector.

10 “(B) DUTIES.—The Federal Funding Di-
11 rector shall have the following duties:

12 “(i) Coordinate with Indian tribes, the
13 Department of Hawaiian Home Lands,
14 and interested qualifying Tribal entities to
15 access the funding opportunities of the
16 Commission or other funding opportunities
17 that may be available through another
18 Federal agency, and assist with the appli-
19 cation processes for the Tribal Broadband
20 Fund and other universal service contribu-
21 tions or accounts, auctions proceeds, or
22 any other accounts or reserve funds avail-
23 able to the Commission, for the purpose of
24 providing a source of support for infra-
25 structure deployment, middle mile and

1 long-haul fiber buildout, adoption of digital
2 literacy, and other related resources for the
3 deployment of and full access to tele-
4 communications, broadband service, spec-
5 trum use and future development, and
6 wireless services (including wireless
7 broadband service) for effective and effi-
8 cient use on Tribal lands.

9 “(ii) Coordinate with other Federal
10 agencies that provide telecommunications
11 and infrastructure funding to Indian
12 tribes, the Department of Hawaiian Home
13 Lands, or interested qualifying Tribal enti-
14 ties to assist with expedited broadband
15 service and other telecommunications de-
16 ployment over Tribal lands.

17 “(3) ADJUSTMENT FOR INFLATION.—The
18 amount made available under paragraph (1) for fis-
19 cal year 2026 and each fiscal year thereafter shall
20 be adjusted annually to reflect the change in the
21 Consumer Price Index for All Urban Consumers
22 published by the Bureau of Labor Statistics.

23 “(4) DEFINITIONS.—In this subsection, the
24 terms defined in section 539 of the Honoring Prom-

1 ises to Native Nations Act shall have the meanings
2 given those terms in that section.”.

3 **SEC. 533. IMMEDIATE DEPLOYMENT OF BROADBAND SERV-**
4 **ICE ON TRIBAL LANDS.**

5 (a) DEFINITIONS.—In this section:

6 (1) ELIGIBLE ENTITY.—The term “eligible enti-
7 ty” means—

8 (A) an Indian Tribe;

9 (B) a qualifying Tribal entity; and

10 (C) the Department of Hawaiian Home
11 Lands.

12 (2) SECRETARY.—The term “Secretary” means
13 the Secretary of Agriculture.

14 (b) GRANTS.—

15 (1) COMMUNITY FACILITIES GRANT PRO-
16 GRAM.—

17 (A) IN GENERAL.—The Secretary shall use
18 amounts appropriated under subsection
19 (c)(1)(A) to provide grants under the commu-
20 nity facilities grant program under section
21 306(a)(19) of the Consolidated Farm and Rural
22 Development Act (7 U.S.C. 1926(a)(19)) to eli-
23 gible entities for the deployment of broadband
24 service on Tribal lands, if the eligible entity

1 would be eligible for a grant under that section
2 for the deployment.

3 (B) ELIGIBLE COSTS.—An eligible entity
4 that receives a grant under subparagraph (A)
5 may use the grant amount for costs for the im-
6 mediate deployment of broadband service on
7 Tribal lands, including—

8 (i) backhaul costs; and

9 (ii) costs of repairs to damaged infra-
10 structure, if the cost of the repairs would
11 be less than the cost of new infrastructure.

12 (C) PRIORITIZATION.—In making grants
13 under subparagraph (A), the Secretary shall
14 give priority to the deployment of telecommuni-
15 cations or broadband services on Tribal lands
16 on which the services have not been deployed or
17 have been inadequately deployed, including—

18 (i) middle mile fiber;

19 (ii) backhaul transit, interconnection,
20 and other costs; and

21 (iii) repairs to damaged infrastruc-
22 ture, the cost of the repairs to which would
23 be less than the cost of new infrastructure.

24 (D) FEDERAL SHARE.—Notwithstanding
25 section 306(a)(19)(B) of the Consolidated

1 Farm and Rural Development Act (7 U.S.C.
2 1926(a)(19)(B)), the Federal share of the cost
3 of a project carried out using a grant under
4 subparagraph (A) shall be 100 percent.

5 (2) ESSENTIAL COMMUNITY FACILITIES TECH-
6 NICAL ASSISTANCE AND TRAINING.—

7 (A) IN GENERAL.—The Secretary shall use
8 amounts appropriated under subsection
9 (c)(1)(B) to provide grants to eligible recipients
10 described in subparagraph (C) under the com-
11 munity facilities technical assistance and train-
12 ing grant program under section 306(a)(26) of
13 the Consolidated Farm and Rural Development
14 Act (7 U.S.C. 1926(a)(26)) to assist eligible en-
15 tities in—

16 (i) preparing applications for grants
17 under paragraph (1)(A); and

18 (ii) receiving technical assistance and
19 training from an entity to which a commu-
20 nity facilities technical assistance and
21 training grant has been made under that
22 section.

23 (B) APPLICABILITY.—Subparagraph (A)
24 shall be carried out without regard to—

(i) subparagraphs (B) and (C) of section 306(a)(26) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(26)); and

(ii) any requirements described in subparagraph (A) of that section relating to eligibility to receive—

(I) a grant under that section; or

(II) technical assistance and training from an entity receiving a grant under that section.

(C) ELIGIBLE RECIPIENTS.—An entity shall be eligible to receive a grant under subparagraph (A) if the entity is—

(i) eligible for a grant under the community facilities technical assistance and training grant program under section 306(a)(26) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(26)), without regard to subparagraphs (B) and (C) of that section, to assist an eligible entity in preparing an application for a grant under that section; or

(ii) an inter-Tribal government organization, a Tribal College or University, or

1 a university or college with a Tribal-serv-
 2 ing institution with expertise in Tribal
 3 broadband policy.

4 (c) FUNDING.—

5 (1) IN GENERAL.—There are authorized to be
 6 appropriated, and there are appropriated, out of
 7 amounts in the Treasury not otherwise appropriated,
 8 to the Secretary for each of fiscal years 2025
 9 through 2033—

10 (A) \$300,000,000 to provide grants under
 11 subsection (b)(1); and

12 (B) \$5,000,000 to provide grants under
 13 subsection (b)(2).

14 (2) ADJUSTMENT FOR INFLATION.—The
 15 amount made available under each of subparagraphs
 16 (A) and (B) of paragraph (1) for each of fiscal years
 17 2026 through 2033 shall be adjusted annually to re-
 18 flect the change in the Consumer Price Index for All
 19 Urban Consumers published by the Bureau of Labor
 20 Statistics.

21 (3) AVAILABILITY.—The amounts made avail-
 22 able under paragraph (1) shall remain available until
 23 expended.

24 **SEC. 534. FCC TRIBAL SPECTRUM MARKET.**

25 (a) ESTABLISHMENT.—

1 (1) IN GENERAL.—The Commission shall con-
2 duct a rulemaking proceeding to establish a new
3 Tribal Spectrum Market.

4 (2) PURPOSE.—The Tribal Spectrum Market
5 shall be an optional forum solely for the participa-
6 tion of Indian Tribes, qualifying Tribal entities, and
7 the Department of Hawaiian Home Lands to engage
8 with other Indian Tribes, other qualifying Tribal en-
9 tities, and the Department of Hawaiian Home
10 Lands (as applicable) for leasing and assignment op-
11 portunities for the purpose of economic and business
12 development on Tribal lands for participants that
13 choose to participate.

14 (3) NO EFFECT ON PARTICIPATION IN OTHER
15 FORUMS OR MARKETS.—Participation in the Tribal
16 Spectrum Market shall not prevent an Indian Tribe,
17 the Department of Hawaiian Home Lands, or a
18 qualifying Tribal entity from participating in any
19 other auction forum or secondary spectrum market.

20 (b) AVAILABILITY OF SPECTRUM.—In furtherance of
21 the Federal trust responsibility and Tribal self-govern-
22 ance, and to develop robust economic resources on Tribal
23 lands, the Commission shall—

24 (1) make all unused and newly allocated spec-
25 trum over Tribal lands available to other Indian

1 Tribes, the Department of Hawaiian Home Lands,
 2 and qualifying Tribal entities through the Tribal
 3 Spectrum Market; and

4 (2) notify other Indian Tribes, the Department
 5 of Hawaiian Home Lands, and other qualifying
 6 Tribal entities of the availability of unused and
 7 newly allocated spectrum under paragraph (1).

8 (c) CONSENT REQUIREMENT.—The Commission may
 9 not make unused spectrum over Tribal lands of a partici-
 10 pant available to other Indian Tribes, the Department of
 11 Hawaiian Home Lands, or other qualifying Tribal entities,
 12 as applicable, through the Tribal Spectrum Market, with-
 13 out the consent of the participant.

14 **SEC. 535. E-RATE.**

15 Section 254 of the Communications Act of 1934 (47
 16 U.S.C. 254) is amended—

17 (1) in subsection (h)(4), by inserting “, except
 18 as provided in subsection (m),” before “is a library
 19 or library consortium”; and

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

21 “(m) E-RATE SUPPORT FOR INDIAN TRIBES.—

22 “(1) DEFINITIONS.—In this subsection—

23 “(A) the term ‘E-rate program’ means the
 24 universal service program for schools and li-
 25 braries authorized under subsection (h)(1)(B),

1 the rules of which are set forth under subpart
 2 F of part 54 of title 47, Code of Federal Regu-
 3 lations (or any successor regulation), as author-
 4 ized under subsection (h)(2)(A);

5 “(B) the term ‘E-rate support’ means uni-
 6 versal service discounts on eligible services in
 7 accordance with subpart F of part 54 of title
 8 47, Code of Federal Regulations (or any suc-
 9 cessor regulation), as authorized under sub-
 10 section (h)(2)(A);

11 “(C) the term ‘Indian Tribe’ has the mean-
 12 ing given the term in section 5 of the Honoring
 13 Promises to Native Nations Act; and

14 “(D) the term ‘qualifying anchor institu-
 15 tion’ means a facility owned by an Indian
 16 Tribe, including a Tribal Government building,
 17 chapter house, longhouse, community center,
 18 senior center, or other similar public building.

19 “(2) ELIGIBILITY OF TRIBAL LIBRARIES AND
 20 QUALIFYING ANCHOR INSTITUTIONS FOR E-RATE
 21 SUPPORT.—

22 “(A) DESIGNATION OF TRIBAL LIBRARIES
 23 AS LIBRARIES ELIGIBLE FOR E-RATE SUP-
 24 PORT.—

1 “(i) IN GENERAL.—An Indian Tribe
2 that is eligible for support under section
3 261 of the Library Services and Tech-
4 nology Act (20 U.S.C. 9161) may des-
5 ignate a Tribal library or Tribal library
6 consortium as a library or consortium that
7 is eligible for E-rate support, without re-
8 gard to whether the library or library con-
9 sortium is eligible for assistance from a
10 State Library Administrative Agency under
11 the Library Services and Technology Act
12 (20 U.S.C. 9121 et seq.), if the library or
13 library consortium is eligible for support
14 from an Indian Tribe under such section
15 261.

16 “(ii) RULE OF CONSTRUCTION.—
17 Nothing in clause (i) shall be construed to
18 exempt a Tribal library from any require-
19 ment under the E-rate program not de-
20 scribed in that clause, including the other
21 requirements relating to eligible recipients
22 under section 54.501 of title 47, Code of
23 Federal Regulations (or any successor reg-
24 ulation).

1 “(B) TRIBAL ANCHOR INSTITUTION PRO-
2 GRAM.—

3 “(i) IN GENERAL.—The Commission,
4 in consultation with the Institute of Mu-
5 seum and Library Services and any other
6 agency with relevant responsibilities, shall
7 establish a program to be known as the
8 ‘Tribal Anchor Institution Program’, under
9 which the Commission shall provide E-rate
10 support to Indian Tribes for qualifying an-
11 chor institutions designated by the Indian
12 Tribes.

13 “(ii) ELIGIBILITY.—

14 “(I) IN GENERAL.—To be eligible
15 to obtain E-rate support under this
16 subparagraph, a Tribal Government
17 may not have a Tribal library eligible
18 for the E-rate program within the
19 Tribal community.

20 “(II) REQUIREMENTS.—E-rate
21 support obtained under this subpara-
22 graph shall only be available for an
23 Indian Tribe if—

24 “(aa) the proposed quali-
25 fying anchor institution is exclu-

1 sively owned by the Indian Tribe;
2 and

3 “(bb) the proposed quali-
4 fying anchor institution intends
5 to deliver publicly available inter-
6 net access to students, teachers,
7 librarians, and members of the
8 community for educational pur-
9 poses.

10 “(III) RULE OF CONSTRUC-
11 TION.—Nothing in this clause shall be
12 construed to provide the Commission
13 with the authority to modify the eligi-
14 bility requirements described in this
15 clause.

16 “(3) SET-ASIDE FOR INDIAN TRIBES.—Of the
17 amount made available for the E-rate program in
18 any fiscal year beginning after the date of enactment
19 of this subsection, 5 percent shall be used for E-rate
20 support for Tribal elementary and secondary schools
21 (as defined in subsection (h)(7)), Tribal libraries
22 and Tribal library consortia, and qualifying anchor
23 institutions.”.

1 **SEC. 536. RECONNECT PROGRAM.**

2 (a) TRIBAL SET-ASIDE.—Section 779 of division A
3 of the Consolidated Appropriations Act, 2018 (Public Law
4 115–141; 132 Stat. 399), is amended by inserting “: *Pro-*
5 *vided further*, That 15 percent of such amount shall be
6 reserved for loans and grants to Indian tribes under the
7 pilot program, and a requirement to match part or all of
8 any such loan or grant shall not be imposed on an Indian
9 tribe” before the period at the end.

10 (b) TRIBAL CONNECTIVITY FUND.—

11 (1) ESTABLISHMENT.—There is established in
12 the Treasury of the United States a fund, to be
13 known as the “Tribal Connectivity Fund”.

14 (2) APPROPRIATION.—

15 (A) IN GENERAL.—There is authorized to
16 be appropriated, and there is appropriated, out
17 of amounts in the Treasury not otherwise ap-
18 propriated, to the Tribal Connectivity Fund
19 \$100,000,000 for each of fiscal years 2025
20 through 2033, to remain available until ex-
21 pended.

22 (B) ADJUSTMENT FOR INFLATION.—The
23 amount made available under subparagraph (A)
24 for each of fiscal years 2026 through 2033 shall
25 be adjusted annually to reflect the change in
26 the Consumer Price Index for All Urban Con-

sumers published by the Bureau of Labor Statistics.

(3) USE OF FUNDS.—

(A) IN GENERAL.—Amounts in the Tribal Connectivity Fund shall be available to the Secretary of Agriculture to provide funding for laptops, Wi-Fi hotspots, and other connectivity devices for students attending schools funded by the Bureau of Indian Education, tribally operated schools, or Tribal colleges.

(B) DEFINITIONS.—In this paragraph:

(i) WI-FI.—The term “Wi-Fi” means a wireless networking protocol based on Institute of Electrical and Electronics Engineers standard 802.11 (or any successor standard).

(ii) WI-FI HOTSPOT.—The term “Wi-Fi hotspot” means a device that is capable of—

(I) receiving mobile advanced telecommunications and information services (based upon Wi-Fi and other wireless standards); and

(II) sharing the services with another device.

1 (c) FUNDING FOR BUREAU OF INDIAN EDUCATION
2 INFORMATION TECHNOLOGY INFRASTRUCTURE.—

3 (1) APPROPRIATION.—

4 (A) IN GENERAL.—Subject to subpara-
5 graph (B), there is authorized to be appro-
6 priated, out of any monies in the Treasury not
7 otherwise appropriated, and there is appro-
8 priated \$50,000,000 for each of fiscal years
9 2025 through 2033, which shall be deposited in
10 the Bureau of Indian Education, Operation of
11 Indian Education Programs, Education Man-
12 agement, Education IT account, to remain
13 available until expended.

14 (B) ADJUSTMENT FOR INFLATION.—The
15 amount made available under subparagraph (A)
16 for fiscal year 2026 and each fiscal year there-
17 after shall be adjusted annually to reflect the
18 change in the Consumer Price Index for All
19 Urban Consumers published by the Bureau of
20 Labor Statistics.

21 (2) USE OF FUNDS.—The amounts made avail-
22 able under paragraph (1) shall be available to the
23 Secretary of the Interior to provide funding for in-
24 formation technology infrastructure of the Bureau of
25 Indian Education.

1 **SEC. 537. USDA OFFICE OF TRIBAL RELATIONS.**

2 (a) APPROPRIATION.—Subject to subsection (b),
3 there is authorized to be appropriated, and there is appro-
4 priated, out of any monies in the Treasury not otherwise
5 appropriated, to the Secretary of Agriculture \$2,500,000
6 for each of fiscal years 2025 through 2033—

7 (1) for the provision to Indian Tribes, quali-
8 fying Tribal entities, and the Department of Hawai-
9 ian Home Lands of services, technical assistance,
10 and expansion of programs for the deployment and
11 build-out of wireless broadband services on Tribal
12 lands; and

13 (2) to ensure that services, technical assistance,
14 and programs described in paragraph (1) and re-
15 lated policies are efficient, easy to understand, acces-
16 sible, and developed in consultation with affected In-
17 dian Tribes and the Department of Hawaiian Home
18 Lands.

19 (b) ADJUSTMENT FOR INFLATION.—The amount
20 made available under subsection (a) for each of fiscal
21 years 2026 through 2033 shall be adjusted annually to
22 reflect the change in the Consumer Price Index for All
23 Urban Consumers published by the Bureau of Labor Sta-
24 tistics.

25 **SEC. 538. ANNUAL REPORTING REQUIREMENTS.**

26 (a) ANNUAL REPORT.—

1 (1) IN GENERAL.—Not later than 18 months
 2 after the date of enactment of this Act, and annually
 3 thereafter, the Commission shall make publicly avail-
 4 able and submit to the entities described in sub-
 5 section (b)—

6 (A) a report on the deployment of
 7 broadband service on Tribal lands;

8 (B) a household-level mapping of the ac-
 9 tual speed of broadband service adopted by
 10 Tribal residents; and

11 (C) an inventory of Tribal spectrum li-
 12 censes.

13 (2) CONTENTS.—

14 (A) COLLABORATION WITH TRIBES AND
 15 TRIBAL ENTITIES.—The report under para-
 16 graph (1) shall include the following informa-
 17 tion:

18 (i)(I) The work of the Commission
 19 with Indian Tribes, the Department of Ha-
 20 waiian Homelands, qualifying Tribal enti-
 21 ties, and associated tribal organizations on
 22 spectrum-related matters.

23 (II) The efforts of the Commission to
 24 bolster Tribal outreach through individual
 25 consultation, funding access, expansion of

1 access to broadband service or other full
 2 use of spectrum over Tribal lands, activi-
 3 ties executed through the Office of Native
 4 Affairs and Policy, and rulemakings that
 5 have been executed related to such matters
 6 under this Act.

7 (III) General updates.

8 (B) APPLICANTS AND LICENSE HOLD-
 9 ERS.—

10 (i) IN GENERAL.—The report under
 11 paragraph (1) shall include data collected
 12 by the Commission on whether applicants
 13 for licenses, and holders of licenses, for
 14 spectrum over Tribal lands are—

15 (I) Indian Tribes;

16 (II) the Department of Hawaiian
 17 Homelands;

18 (III) qualifying Tribal entities; or

19 (IV) third-party licensees.

20 (ii) RECORDING REQUIREMENT.—The
 21 Commission shall require an Indian Tribe,
 22 the Department of Hawaiian Home Lands,
 23 or a qualifying Tribal entity to record the
 24 ownership classification of all licenses or
 25 other agreements for the use of spectrum

1 over Tribal lands that take effect on or
2 after the date of enactment of this Act.

3 (C) NOTIFICATION OF RELEVANT INDIAN
4 TRIBE OR QUALIFYING TRIBAL ENTITY, OR THE
5 DEPARTMENT OF HAWAIIAN HOME LANDS.—

6 The Commission shall include in the report sub-
7 mitted under paragraph (1) a verification that
8 the Commission has provided information about
9 assigned and unassigned licenses and license
10 holders to the Indian Tribe, the Department of
11 Hawaiian Home Lands, or the qualifying Tribal
12 entity where the licenses are geographically lo-
13 cated, including a detailed description of the li-
14 censes, the license holders, and the entity to
15 which the information was provided.

16 (D) ACCESSIBLE CONTACT INFORMA-
17 TION.—The Commission shall include in the re-
18 port submitted under paragraph (1) a
19 verification that the Commission has made con-
20 tact information easily accessible for Indian
21 Tribes, the Department of Hawaiian Home
22 Lands, and qualifying Tribal entities to learn
23 about participation in any opportunities to ob-
24 tain licenses for spectrum over Tribal lands or

1 secondary market opportunities, including the
2 respective processes.

3 (E) UNSERVED LOCATIONS.—The Com-
4 mission shall include in the report submitted
5 under paragraph (1) geographic locations on
6 Tribal lands where wireline broadband or wire-
7 less telecommunications services have not been
8 built out or deployed.

9 (F) FEDERAL FUNDING AVAILABILITY.—
10 The Commission shall include in the report sub-
11 mitted under paragraph (1) a description of
12 available Federal funding across all agencies for
13 which Indian Tribes, the Department of Hawai-
14 ian Home Lands, and qualifying Tribal entities
15 are eligible to apply to further support deploy-
16 ment of broadband and telecommunications
17 services on Tribal lands.

18 (b) SUBMISSION OF RECOMMENDATIONS.—The enti-
19 ties described in this subsection are—

20 (1) Indian Tribes, the Department of Hawaiian
21 Home Lands, and Native Hawaiian organizations;

22 (2) the Department of the Interior;

23 (3) the Committee on Indian Affairs of the Sen-
24 ate;

- 1 (4) the Committee on Natural Resources of the
- 2 House of Representatives;
- 3 (5) the Committee on Commerce, Science, and
- 4 Transportation of the Senate;
- 5 (6) the Committee on Energy and Commerce of
- 6 the House of Representatives;
- 7 (7) the Native Nations Communications Task
- 8 Force of the Commission;
- 9 (8) Tribal organizations with telecommuni-
- 10 cations expertise; and
- 11 (9) requesting qualifying Tribal entities.

12 **SEC. 539. DEFINITIONS.**

13 In this subtitle:

14 (1) **BROADBAND SERVICE.**—The term

15 “broadband service” means internet access service

16 that is delivered—

17 (A) with—

18 (i) except as provided in clause (ii)—

19 (I) a download speed of not less

20 than 100 megabits per second; and

21 (II) an upload speed of not less

22 than 20 megabits per second; or

23 (ii) minimum download and upload

24 speeds established by the Commission after

25 the date of enactment of this Act, if those

1 minimum speeds are higher than the min-
2 imum speeds required under clause (i);

3 (B) without any data caps or other service
4 limitations;

5 (C) through—

6 (i) mobile service;

7 (ii) fixed point-to-point multipoint
8 service;

9 (iii) fixed point-to-point service;

10 (iv) broadcast service; or

11 (v) wireline service; and

12 (D) with a latency that meets the latency
13 requirement set by the Commission to enable
14 real-time video and other streaming services.

15 (2) COMMISSION.—The term “Commission”
16 means the Federal Communications Commission.

17 (3) DIGITAL LITERACY.—The term “digital lit-
18 eracy” means information and communications for
19 the purpose of developing support for technological
20 deployment and understanding of issues, including
21 infrastructure deployment, fiber buildout, network
22 connectivity, spectrum market opportunities, associ-
23 ated programs and funding opportunities of the
24 Commission, and other related resources, to expedite
25 the immediate deployment of, and full access to,

1 telecommunications, broadband service, spectrum,
2 and wireless services available for effective and effi-
3 cient use on Tribal lands.

4 (4) ENTITY THAT IS MORE THAN 50 PERCENT
5 OWNED AND CONTROLLED BY 1 OR MORE INDIAN
6 TRIBES.—

7 (A) IN GENERAL.—The term “entity that
8 is more than 50 percent owned and controlled
9 by 1 or more Indian tribes” means an entity of
10 which 1 or more Indian Tribes have both de
11 facto and de jure control.

12 (B) DE JURE CONTROL.—For purposes of
13 subparagraph (A), de jure control of an entity
14 shall be evidenced by ownership of greater than
15 50 percent of the voting stock of a corporation,
16 or in the case of a partnership, general partner-
17 ship interests.

18 (C) DE FACTO CONTROL.—

19 (i) IN GENERAL.—For purposes of
20 subparagraph (A), de facto control of an
21 entity shall be determined on a case-by-
22 case basis.

23 (ii) INDICIA OF CONTROL.—For pur-
24 poses of clause (i), an Indian Tribe or In-
25 dian Tribes shall demonstrate indicia of

1 control to establish that the Indian Tribe
2 or Indian Tribes retain de facto control of
3 the entity, including the following:

4 (I) The Indian Tribe or Indian
5 Tribes constitute or appoint more
6 than 50 percent of the board of direc-
7 tors or management committee of the
8 entity.

9 (II) The Indian Tribe or Indian
10 Tribes have authority to appoint, pro-
11 mote, demote, and fire senior execu-
12 tives who control the day-to-day ac-
13 tivities of the entity.

14 (III) The Indian Tribe or Indian
15 Tribes play an integral role in the
16 management decisions of the entity.

17 (IV) The Indian Tribe or Indian
18 Tribes have the authority to make de-
19 cisions or otherwise engage in prac-
20 tices or activities that determine or
21 significantly influence—

22 (aa) the nature or types of
23 services offered by the entity;

24 (bb) the terms upon which
25 such services are offered; or

1 (cc) the prices charged for
2 such services.

3 (5) QUALIFYING TRIBAL ENTITY.—

4 (A) IN GENERAL.—The term “qualifying
5 Tribal entity” means an entity designated by
6 the Indian Tribe with jurisdiction over par-
7 ticular Tribal lands for which spectrum access
8 is sought.

9 (B) ELIGIBLE ENTITIES.—The following
10 entities may be designated as a qualifying Trib-
11 al entity:

12 (i) An Indian Tribe.

13 (ii) A Tribal consortia that consists
14 of—

15 (I) not less than 2 Indian Tribes;

16 or

17 (II) not less than 1 Indian Tribe
18 and 1 entity that is more than 50 per-
19 cent owned and controlled by 1 or
20 more Indian Tribes.

21 (iii) A federally chartered Tribal cor-
22 poration established under—

23 (I) section 17 of the Act of June
24 18, 1934 (commonly known as the
25 “Indian Reorganization Act”) (48

1 Stat. 988, chapter 576; 25 U.S.C.
2 5124); or

3 (II) section 4 of the Act of June
4 26, 1936 (commonly known as the
5 “Oklahoma Welfare Act”) (49 Stat.
6 1967, chapter 831; 25 U.S.C. 5204).

7 (iv) An entity that is more than 50
8 percent owned and controlled by 1 or more
9 Indian Tribes.

10 (6) SPECTRUM OVER TRIBAL LANDS.—The
11 term “spectrum over Tribal lands” means all spec-
12 trum on Tribal lands, including wireless, radio, tele-
13 vision, broadcast, commercial and noncommercial
14 uses, and current generation or better wireless
15 broadband services.

16 (7) TRIBAL BROADBAND FUND.—The term
17 “Tribal Broadband Fund” means the permanent
18 Federal universal service support mechanism estab-
19 lished by the Commission under section 531.

○