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Oglala Sioux Tribe Angostura Irrigation Project Modernization and Development Act

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Native Americans

Introduced: Dec 9, 2003

Current Status: Referred to the Subcommittee on Water and Power.

Latest Action: Referred to the Subcommittee on Water and Power. (Nov 30, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/1996>

Sponsor

Name: Sen. Daschle, Thomas A. [D-SD]

Party: Democratic • **State:** SD • **Chamber:** Senate

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Johnson, Tim [D-SD]	D · SD		Feb 12, 2004
Sen. Inouye, Daniel K. [D-HI]	D · HI		Jun 16, 2004
Sen. Campbell, Ben Nighthorse [R-CO]	R · CO		Sep 29, 2004

Committee Activity

Committee	Chamber	Activity	Date
Indian Affairs Committee	Senate	Reported By	Jul 20, 2004
Natural Resources Committee	House	Referred to	Nov 30, 2004

Subjects & Policy Tags

Policy Area:

Native Americans

Related Bills

No related bills are listed.

(This measure has not been amended since it was reported to the Senate on July 20, 2004. The summary of that version is repeated here.)

Oglala Sioux Tribe Angostura Irrigation Project Modernization and Development Act - **Title I: Modernization** - Requires the Secretary of the Interior to: (1) carry out the modernization and improvement of irrigation facilities at the Angostura Unit as described in a specified report; and (2) provide for the delivery of water saved through such modernization and improvement for fish and wildlife purposes and environmental restoration on the Pine Ridge Indian Reservation, South Dakota.

Title II: Development - (Sec. 201) Establishes the Oglala Sioux Tribal Development Trust Fund in the Treasury. Requires the Secretary of the Treasury to make specified deposits into the Fund and payments from it to the Tribe beginning in the 11th fiscal year after enactment of this Act.

Requires the governing body of the Tribe to prepare a development plan that provides for the manner in which the Tribe shall expend such payments to promote: (1) economic development; (2) infrastructure development; (3) the educational, health, recreational, and social welfare objectives of the Tribe and its members; or (4) any combination of these activities.

Requires the Tribal Council to make a copy of the plan available for review and comment by members of the Tribe before it becomes final.

Authorizes the Tribal Council to revise and update the plan on an annual basis, subject to review and comment procedures.

States that activities of the Tribe in carrying out the plan shall be audited as part of the annual single-agency audit that the Tribe is required to prepare pursuant to a specified Office of Management and Budget circular.

Requires a copy of the audit findings to be inserted into the Tribal Council's published minutes of proceedings.

Prohibits distribution of any portion of any payment to the Tribe to any member on a per capita basis.

(Sec. 202) States that no payment made to the Tribe shall result in the reduction or denial of any service or program under Federal law with respect to which: (1) the Tribe is otherwise entitled because of its status as a federally recognized Indian tribe; or (2) any individual is entitled because of his or her status as a member of the Tribe.

(Sec. 204) States that nothing in this Act: (1) affects any rights, benefits, privileges or claims (including water rights or claims to water rights) of the Tribe, whether located on or off the Reservation, based on treaty, Executive order, agreement, Act of Congress, aboriginal title, the Winters doctrine, or otherwise; (2) validates or invalidates any assertion of the existence, nonexistence, or extinguishment of any water rights or claims to such rights held by the Tribe or any other Indian tribe or individual Indian under Federal or State law; or (3) affects any other water rights in existence on the date of enactment of this Act.

Actions Timeline

- **Nov 30, 2004:** Referred to the Subcommittee on Water and Power.
- **Nov 20, 2004:** Message on Senate action sent to the House.
- **Nov 20, 2004:** Received in the House.
- **Nov 20, 2004:** Referred to the House Committee on Resources.
- **Nov 19, 2004:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.(consideration: CR S11566-11584; text as passed Senate: CR S11578-11579; text of measure as reported in Senate: CR S11577-11578)
- **Nov 19, 2004:** Passed Senate with an amendment by Unanimous Consent. (consideration: CR S11566-11584; text as passed Senate: CR S11578-11579; text of measure as reported in Senate: CR S11577-11578)
- **Jul 20, 2004:** Committee on Indian Affairs. Reported by Senator Campbell with an amendment in the nature of a substitute. With written report No. 108-311.
- **Jul 20, 2004:** Committee on Indian Affairs. Reported by Senator Campbell with an amendment in the nature of a substitute. With written report No. 108-311.
- **Jul 20, 2004:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 654.
- **Jun 23, 2004:** Committee on Indian Affairs. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Jun 16, 2004:** Committee on Indian Affairs. Hearings held. Hearings printed: S.Hrg. 108-625.
- **Dec 9, 2003:** Introduced in Senate
- **Dec 9, 2003:** Sponsor introductory remarks on measure. (CR S16134)
- **Dec 9, 2003:** Read twice and referred to the Committee on Indian Affairs. (text of measure as introduced: CR S16134-16135)