

## HR 2176

To provide for and approve the settlement of certain land claims of the Bay Mills Indian Community.

**Congress:** 110 (2007–2009, Ended)

**Chamber:** House

**Policy Area:** Native Americans

**Introduced:** May 3, 2007

**Current Status:** Motion to reconsider laid on the table Agreed to without objection.

**Latest Action:** Motion to reconsider laid on the table Agreed to without objection. (Jun 25, 2008)

**Official Text:** <https://www.congress.gov/bill/110th-congress/house-bill/2176>

### Sponsor

**Name:** Rep. Stupak, Bart [D-MI-1]

**Party:** Democratic • **State:** MI • **Chamber:** House

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Miller, Candice S. [R-MI-10]	R · MI		May 3, 2007
Rep. Kennedy, Patrick J. [D-RI-1]	D · RI		Oct 29, 2007

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported By	Apr 4, 2008
Natural Resources Committee	House	Reported By	Mar 6, 2008

### Subjects & Policy Tags

#### Policy Area:

Native Americans

### Related Bills

Bill	Relationship	Last Action
110 HRES 1298	Procedurally related	Jun 25, 2008: Motion to reconsider laid on the table Agreed to without objection.
110 HR 4115	Related bill	Apr 4, 2008: Placed on the Union Calendar, Calendar No. 346.
110 HR 3048	Related bill	Jul 16, 2007: Referred to the House Committee on Natural Resources.

**(This measure has not been amended since it was reported to the House on March 6, 2008. The summary of that version is repeated here.)**

Requires the Secretary of the Interior to take lands identified as alternative lands in the Settlement of Land Claim (the agreement between the Bay Mills Indian Community and the Governor of Michigan executed on August 23, 2002, including the document titled Addendum to Settlement of Land Claim, executed on November 13, 2007) into trust for the benefit of the Community within 30 days after the Secretary has: (1) received a title insurance policy for the alternative lands that shows that such lands are not subject to mortgages, liens, deeds of trust, options to purchase, or other security interests; and (2) confirmed that the National Environmental Policy Act of 1969 has been complied with regarding the trust acquisition of the property.

Provides for the alternative lands to become part of the Community's reservation immediately upon attaining trust status.

Requires the alternative lands to be taken into trust as part of the settlement and extinguishment of the Community's Charlotte Beach land claims and to be deemed lands obtained in settlement of a land claim within the meaning of the Indian Gaming Regulatory Act.

Extinguishes, concurrent with the Secretary taking the alternative lands into trust, all claims by the Community: (1) to the Charlotte Beach lands; or (2) against the United States, the State of Michigan, or any other person or entity based on or relating to claims to such lands, whether based on aboriginal or recognized title.

Approves and ratifies the Settlement of Land Claim, which shall be enforceable by the Community or the Governor according to its terms. Vests exclusive jurisdiction over any enforcement action in the U.S. District Court for the Western District of Michigan.

## Actions Timeline

---

- **Jun 25, 2008:** Rule H. Res. 1298 passed House.
- **Jun 25, 2008:** Considered under the provisions of rule H. Res. 1298. (consideration: CR H6045-6058; text of measure as introduced: CR H6045)
- **Jun 25, 2008:** Rule provides for consideration of H.R. 2176. Measure will be considered read. Bill is closed to amendments. In lieu of the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, the amendment in the nature of a substitute printed in this report shall be considered as adopted.
- **Jun 25, 2008:** DEBATE - The House proceeded with one hour of debate on H.R. 2176.
- **Jun 25, 2008:** The previous question was ordered pursuant to the rule. (consideration: CR H6055)
- **Jun 25, 2008:** Mr. Hensarling moved to recommit with instructions to Natural Resources. (consideration: CR H6055-6056; text: CR H6056)
- **Jun 25, 2008:** DEBATE - The House proceeded with 10 minutes of debate on the Hensarling motion to recommit with instructions, pending reservation of a point of order. The instruction contained in the motion seek to report the same back to the House with an amendment to repeal alternative fuel procurement requirement for federal agencies.
- **Jun 25, 2008:** Point of order sustained against the motion to recommit with instructions.
- **Jun 25, 2008:** Mr. Rahall raised a point of order against the motion to recommit with instructions. Mr. Rahall stated that the provisions contained in the motion to recommit were not germane to the bill. Sustained by the Chair.
- **Jun 25, 2008:** Mr. Hensarling appealed the ruling of the chair. The question was then put on sustaining the ruling of the chair. (consideration: CR H6056)
- **Jun 25, 2008:** Mr. Rahall moved to table the motion to appeal the ruling of the chair (consideration: CR H6056-6057)
- **Jun 25, 2008:** On motion to table the motion to appeal the ruling of the chair Agreed to by the Yeas and Nays: 226 - 189 (Roll no. 457).
- **Jun 25, 2008:** Failed of passage/not agreed to in House: On passage Failed by the Yeas and Nays: 121 - 298 (Roll no. 458).
- **Jun 25, 2008:** On passage Failed by the Yeas and Nays: 121 - 298 (Roll no. 458).
- **Jun 25, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 24, 2008:** Rules Committee Resolution H. Res. 1298 Reported to House. Rule provides for consideration of H.R. 2176. Measure will be considered read. Bill is closed to amendments. In lieu of the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, the amendment in the nature of a substitute printed in this report shall be considered as adopted.
- **Apr 4, 2008:** Reported adversely by the Committee on Judiciary. H. Rept. 110-541, Part II.
- **Apr 4, 2008:** Placed on the Union Calendar, Calendar No. 345.
- **Apr 2, 2008:** Committee Consideration and Mark-up Session Held.
- **Apr 2, 2008:** Ordered to be Reported Unfavorably by the Yeas and Nays: 29 - 0.
- **Mar 14, 2008:** Committee Hearings Held.
- **Mar 6, 2008:** Reported (Amended) by the Committee on Natural Resources. H. Rept. 110-541, Part I.
- **Mar 6, 2008:** Referred sequentially to the House Committee on the Judiciary for a period ending not later than April 4, 2008 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(k) of rule X.
- **Feb 13, 2008:** Committee Consideration and Mark-up Session Held.
- **Feb 13, 2008:** Ordered to be Reported (Amended) by the Yeas and Nays: 21 - 5.
- **Feb 6, 2008:** Committee Hearings Held.
- **May 3, 2007:** Introduced in House
- **May 3, 2007:** Referred to the House Committee on Natural Resources.