

S 245

Indian Tribal Energy Development and Self-Determination Act Amendments of 2017

Congress: 115 (2017–2019, Ended)

Chamber: Senate

Policy Area: Native Americans

Introduced: Jan 30, 2017

Current Status: Became Public Law No: 115-325.

Latest Action: Became Public Law No: 115-325. (Dec 18, 2018)

Law: 115-325 (Enacted Dec 18, 2018)

Official Text: <https://www.congress.gov/bill/115th-congress/senate-bill/245>

Sponsor

Name: Sen. Hoeven, John [R-ND]

Party: Republican • **State:** ND • **Chamber:** Senate

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Barrasso, John [R-WY]	R · WY		Jan 30, 2017
Sen. Heitkamp, Heidi [D-ND]	D · ND		Jan 30, 2017
Sen. Lankford, James [R-OK]	R · OK		Jan 30, 2017
Sen. McCain, John [R-AZ]	R · AZ		Jan 30, 2017
Sen. Moran, Jerry [R-KS]	R · KS		Jan 30, 2017
Sen. Enzi, Michael B. [R-WY]	R · WY		Feb 9, 2017
Sen. Gardner, Cory [R-CO]	R · CO		Feb 17, 2017

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Dec 1, 2017
Indian Affairs Committee	Senate	Reported By	May 24, 2017
Natural Resources Committee	House	Referred to	Dec 4, 2017
Natural Resources Committee	House	Discharged from	Nov 15, 2018

Subjects & Policy Tags

Policy Area:

Native Americans

Related Bills

Bill	Relationship	Last Action
115 S 1460	Related bill	Sep 19, 2017: Committee on Energy and Natural Resources. Hearings held. Hearings printed: S.Hrg. 115-485.

Indian Tribal Energy Development and Self-Determination Act Amendments of 2017

TITLE I--INDIAN TRIBAL ENERGY DEVELOPMENT AND SELF-DETERMINATION ACT AMENDMENTS

(Sec. 101) This bill amends the Energy Policy Act of 1992 to direct the Department of the Interior to provide Indian tribes with technical assistance in planning their energy resource development programs.

The Department of Energy (DOE) Indian energy education planning and management assistance program is expanded to make intertribal organizations eligible for grants and to allow grants to be used to increase the capacity of tribes to manage energy development and energy efficiency programs.

This bill makes tribal energy development organizations eligible for DOE energy development loan guarantees.

(Sec. 103) This bill allows leases and business agreements that pool a tribe's energy resources with other energy resources.

An energy-related tribal lease, business agreement, or right-of-way does not require Interior's approval if it complies with a tribal energy resource agreement or it is a lease with a tribal energy development organization that Interior has certified, and the term does not exceed specified limits.

The process and conditions for Interior's approval of tribal energy resource agreements are revised.

This bill revises the process for determining whether an interested party has a valid claim to be suffering an adverse environmental impact due to a tribe's noncompliance with such an agreement.

Interior must make available to a tribe the amount Interior would have expended to carry out an activity that the tribe is carrying out pursuant to a tribal energy resource agreement.

(Sec. 104) DOE must collaborate with the Directors of the National Laboratories in making the full array of DOE technical and scientific resources available for tribal energy activities and projects.

TITLE II--MISCELLANEOUS AMENDMENTS

(Sec. 201) This bill amends the Federal Power Act to require the Federal Energy Regulatory Commission to give tribes, in addition to states and municipalities, preference for the receipt of preliminary hydroelectric licenses.

(Sec. 202) This bill amends the Tribal Forest Protection Act of 2004 to direct Interior, for land under Bureau of Land Management jurisdiction, and the Department of Agriculture (USDA), for land under Forest Service jurisdiction, to enter into agreements with tribes to carry out demonstration projects to promote biomass energy production on Indian forest land and in nearby communities by providing them with reliable supplies of woody biomass from federal lands.

Interior and USDA must enter into agreements with tribal organizations to carry out additional biomass demonstration projects.

(Sec. 203) This bill amends the Energy Conservation and Production Act to revise requirements for direct home weatherization grants to tribes.

(Sec. 204) Interior, an affected tribe, or a certified third-party appraiser under contract with the tribe must appraise mineral or energy resources involved in a transaction requiring Interior's approval.

(Sec. 205) This bill amends the Long-Term Leasing Act to allow the Navajo Nation to enter into mineral resource leases on their restricted lands without Interior's approval. The maximum term of a Navajo Nation lease that does not require Interior's approval is extended for commercial and agricultural leases.

(Sec. 206) The Crow Tribe of Montana may lease their land for a term of up to 99 years.

(Sec. 207) This bill sets forth provisions for money held by Interior in connection with the review and approval of a sale, lease, permit, or other conveyance of Indian land.

Actions Timeline

- **Dec 18, 2018:** Signed by President.
- **Dec 18, 2018:** Became Public Law No: 115-325.
- **Dec 12, 2018:** Presented to President.
- **Dec 10, 2018:** Mr. Bishop (UT) moved to suspend the rules and pass the bill.
- **Dec 10, 2018:** Considered under suspension of the rules. (consideration: CR H9782-9789)
- **Dec 10, 2018:** DEBATE - The House proceeded with forty minutes of debate on S. 245.
- **Dec 10, 2018:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H9782-9788)
- **Dec 10, 2018:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H9782-9788)
- **Dec 10, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Nov 30, 2018:** Reported by the Committee on Natural Resources. H. Rept. 115-1057, Part I.
- **Nov 30, 2018:** Committee on Energy and Commerce discharged.
- **Nov 30, 2018:** Placed on the Union Calendar, Calendar No. 823.
- **Nov 15, 2018:** Subcommittee on Indian, Insular and Alaska Native Affairs Discharged.
- **Nov 15, 2018:** Committee Consideration and Mark-up Session Held.
- **Nov 15, 2018:** Ordered to be Reported by Unanimous Consent.
- **Dec 4, 2017:** Referred to the Subcommittee on Indian, Insular and Alaska Native Affairs.
- **Dec 4, 2017:** Referred to the Subcommittee on Energy and Mineral Resources.
- **Dec 1, 2017:** Referred to the Subcommittee on Energy.
- **Nov 30, 2017:** Received in the House.
- **Nov 30, 2017:** Message on Senate action sent to the House.
- **Nov 30, 2017:** Referred to the Committee on Natural Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
- **Nov 29, 2017:** Passed/agreed to in Senate: Passed Senate without amendment by Unanimous Consent.(consideration: CR S7491-7497; text: CR S7491-7497)
- **Nov 29, 2017:** Passed Senate without amendment by Unanimous Consent. (consideration: CR S7491-7497; text: CR S7491-7497)
- **May 24, 2017:** Committee on Indian Affairs. Reported by Senator Hoeven without amendment. With written report No. 115-84.
- **May 24, 2017:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 104.
- **Feb 8, 2017:** Committee on Indian Affairs. Ordered to be reported favorably.
- **Jan 30, 2017:** Introduced in Senate
- **Jan 30, 2017:** Read twice and referred to the Committee on Indian Affairs. (Sponsor introductory remarks on measure: CR S492)