

**In this Issue of the Legislative and Administration Update:**

**I. Final Legislative Actions of the 114<sup>th</sup> Congress**

- i. **Dec. 16, 2016 – Signed into Law – S. 612 – The Water Infrastructure Improvements for the Nation Act (WIIN Act)**

**II. Federal Bills Introduced by the 115<sup>th</sup> Congress**

- i. **Jan. 3, 2017 – Introduction of S.Con.Res.3 – Concurrent Resolution on the Budget for Fiscal Year 2017**
- Introduced by Senator Michael Enzi (R-WY). Referred to Senate Committee on Budget. Passed by Senate by yeay-nay vote, 51-48 on Jan. 12, 2017. Passed by House by yeay-nay vote, 227-198 on Jan. 13, 2017.
- ii. **Jan. 3, 2017 – Introduction of S. 18 – Fair Tax Act of 2017**
- Introduced by Senator Jerry Moran (R-KS). Referred to the Senate Committee on Finance.
- iii. **Jan. 3, 2017 – Introduction of H.R. 130 – To amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes, and for other purposes**
- Introduced by Representative Tom Cole (R-OK-4). Referred to the House Committee on Natural Resources.
- iv. **Jan. 3, 2017 – Introduction of H.R. 210 – Native American Energy Act**
- Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources.
- v. **Jan. 3, 2017 – Introduction of H.R. 212 – The Expediting Funding for Efficient Contracting Tribes (EFFECT) Act**
- Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources.
- vi. **Jan. 3, 2017 – Introduction of H.R. 215 – American Indian Empowerment Act of 2017**
- Introduced by Rep. Don Young (R-Alaska-At Large). Referred to the House Committee on Natural Resources.
- vii. **Jan. 4, 2017 – Introduction of H.R. 292 – The Honoring Our Trust Relationships (HOT-R) Act**
- Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on the Budget.
- viii. **Jan. 4, 2017 – Introduction of S. 43 – Native American Health Savings Improvement Act**
- Introduced by Sen. Dean Heller (R-NV). Referred to the Committee on Finance.

- ix. **Jan. 9, 2017 – Introduction of S. 63 – A Bill to clarify the rights of Indians and Indian tribes on Indian lands under the National Labor Relations Act**
  - Introduced by Sen. Jerry Moran (R-KS). Referred to the Senate Committee on Indian Affairs.
- x. **Jan. 10, 2017 – Introduction of S. 91 – A bill to amend the Indian Employment, Training and Related Services Demonstration Act of 1992 to facilitate the ability of Indian tribes to integrate the employment, training, and related services from diverse Federal sources, and for other purposes**
  - Introduced by Sen. Lisa Murkowski (R-AK). Referred to the Senate Committee on Indian Affairs.
- xi. **Jan. 12, 2017 – Introduction of S. 140 – A bill to amend the White Mountain Apache Tribe Water Rights Quantification Act of 2010 to clarify the use of amounts in the WMAT Settlement Fund**
  - Introduced by Sen. Jeff Flake (R-AZ). Referred to the Senate Committee on Indian Affairs.
- xii. **Jan. 19, 2017 – Introduction of H.R. 277 – American Health Care Reform Act of 2017**
  - Introduced by Rep. David Roe (R-TN-1). Referred to the House Subcommittee on Health, House Committee on Veterans' Affairs, House Committee on Appropriations, House Rules Committee, House Administration Committee, House Committee on Natural Resources, House Judiciary Committee, House Committee on Education and the Workforce, House Ways and Means Committee, House Committee on the Budget, and House Energy and Commerce Committee.

### **III. Federal Administrative and Regulatory Actions**

- i. **Dec. 9, 2016 – Department of the Interior, Bureau of Indian Affairs – Advance Notice of Proposed Rulemaking; Solicitation of Comments: “Traders with Indians”.**
- ii. **Dec. 12, 2016 – Department of Housing and Urban Development – Modernizing HUD’s Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Hazards.**
- iii. **Dec. 21, 2016 – Department of Housing and Urban Development – Establishment of Tribal Intergovernmental Advisory Committee; Request for Nominations for Tribal Intergovernmental Membership.**
- iv. **Dec. 22, 2016 – Department of the Interior, Bureau of Indian Affairs – Notice of Deadline for Submitting Completed Applications to Begin Participation in the Tribal Self-Governance Program in Fiscal Year 2018 or Calendar Year 2018.**
- v. **Dec. 28, 2016 – Office of Personnel Management – Access to Federal Employees Health Benefits (FEHB) for Employees of Certain Indian Tribal Employers.**
- vi. **Dec. 30, 2016 – Department of the Interior, Bureau of Indian Affairs – Guidelines for Implementing the Indian Child Welfare Act.**

- vii. **Jan. 5, 2017 – Presidential Proclamation – Establishment of the Bears Ears National Monument.**
- viii. **Jan. 5, 2017 – Food and Drug Administration – FDA Tribal Consultation Policy.**
- ix. **Jan. 5, 2017 – Federal Communications Commission, Office of Native Affairs and Policy – Announcement of Two Upcoming Tribal Broadband, Telecom, and Broadcast Training and Consultation Workshops.**
- x. **Jan. 9, 2017 – U.S. Department of Agriculture – Notice of Solicitation of Applications for the Rural Broadband Access Loans and Guarantees Program.**
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- xiv. **Jan. 10, 2017 – Department of Health and Human Services, Indian Health Service – Indian Health Professions Preparatory, Indian Health Professions Pre-Graduate and Indian Health Professions Scholarship Programs.**
- xv. **Jan. 10, 2017 – U.S. Department of Agriculture, Rural Utilities Service – Announcement of Grant Application Deadlines and Funding Levels, Community Connect Grant Program.**
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- xvii. **Jan. 17, 2017 – Department of the Interior, Bureau of Indian Affairs – Land Acquisitions; Craig Tribal Association.**
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- xix. **Jan. 18, 2017 – Department of the Interior, Bureau of Indian Affairs – Proposed Membership of the Bureau of Indian Education Accountability Negotiated Rulemaking Committee.**
- xx. **Jan. 24, 2017 – Office of the President, Presidential Memorandum – Regarding Construction of the Keystone XL Pipeline.**
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- xxii. **Jan. 24, 2017 – Office of the President, Presidential Memorandum – Regarding Construction of American Pipelines.**

- xxiii. **Jan. 24, 2017 – Office of the President, Presidential Memorandum – Streamlining Permitting and Reducing Regulatory Burdens for Domestic Manufacturing.**
- xxiv. **Jan. 24, 2017 – Office of the President, Executive Order – E.O. Expediting Environmental Reviews and Approvals for High Priority Infrastructure Projects**

## **FINAL LEGISLATIVE ACTIONS OF THE 114<sup>TH</sup> CONGRESS**

- **Dec. 16, 2016 – S. 612 – The Water Infrastructure Improvements for the Nation Act (WIIN Act).** [Link to Enrolled Bill](#). Signed into law on December 16, 2016 becoming P.L. 114-322. Passed by the U.S. Senate on May 21, 2015 and by the House of Representatives on December 8, 2016, the WIIN Act included numerous tribal provisions funding dam repairs near reservations, improvements to tribal irrigation systems, authorized tribal water settlements, repatriation of Kennewick Man, and also transferred lands into trust. Specific tribal provisions included in the WIIN Act are listed below:
  - **Title I, Sec. 1152 – Kennewick Man** – Repatriates the Kennewick Man, also known as the ‘Ancient One’, to claimant tribes—the Confederated Tribes of the Colville Reservation, the Confederated Tribes and Bands of the Yakama Nation, the Nez Perce Tribe, the Confederated Tribes of the Umatilla Indian reservation, and the Wanapum Band of Priest Rapids.
  - **Title III, Sec. 3101 – Indian Dam Safety** – Authorizes \$22.75 million for a High-Hazard Indian Dam Safety Deferred Maintenance Fund and \$10 million for a Low-Hazard Indian Dam Safety Deferred Maintenance Fund for each of fiscal years 2017 through 2023.
  - **Title III, Part II, Subtitle D – Pechanga Water Rights Settlement** – Authorizes an appropriation of 4,994 acre-feet of water per year for the Pechanga Band of Luiseno Mission Indians; **Subtitle F, Sec. 3605 – San Luis Rey Settlement Agreement** – Settles disputes over land and water rights between the city of Escondido, California, the Vista Irrigation District, and the San Luis Rey River Indian Water Authority; **Subtitle F, Sec. 3608 – Choctaw Nation of Oklahoma and the Chickasaw Nation Water Settlement** – Resolves and settles claims to ‘settlement area waters’ of the Choctaw Nation of Oklahoma and the Chickasaw Nation, and allows such waters to be permitted, allocated, and administered by the Oklahoma Water Resources Board.
  - **amended a 1974 water storage agreement; Subtitle G – Blackfoot Water Rights Settlement** – Authorized a delivery of 5,000 acre-feet of water from the St. Mary River in Montana, and a reserve of 45,000 acre-feet of water per year to be stored in Lake Elwell for use by the Blackfeet Tribe for on or off reservation purposes;
  - **Title II, Subtitle B – Irrigation Rehabilitation and Renovation for Indian Tribal Governments and Their Economies** – Authorizes an appropriation of \$35 million for each fiscal year 2017 through 2021 to address deferred maintenance and water storage needs of Indian irrigation projects.
  - **Title III, Part II, Subtitle F, Sec. 3604– Tuolumne Band of Me-Wuk Indians** – Authorizes transfer of approximately 80 acres of land to be held in trust for the Tuolumne Band of Me-Wuk Indians (Class II and Class III gaming activities under the Indian Gaming Regulatory Act [25 U.S.C. 2703] prohibited); **Sec. 3606 – Tule River Indian Tribe** – Authorizes the transfer of approximately 34 acres of land to be held in trust for the Tule River Indian Tribe (Class II and Class III gaming activities under 25 U.S.C. 2703

prohibited); **Sec. 3607 – Morongo Band of Mission Indians** – Authorizes the transfer of approximately 85 acres of land to be held in trust for the Morongo Band of Mission Indians.

- **Title IV, Sec. 5004 Gold King Mine Spill Recovery** – Authorizes an appropriation of \$4 million for each fiscal year 2017 through 2021 for reimbursements to affected states, Indian tribes, and local governments resulting from the Gold King Mine spill of August 2015. Also, requires the Administrator of the Environmental Protection Agency to develop a long-term water quality monitoring program in coordination with states, Indian tribes, and local governments.

## **FEDERAL BILLS INTRODUCED BY THE 115<sup>TH</sup> CONGRESS**

- **Jan. 3, 2017 – Introduction of S.Con.Res.3 – Concurrent Resolution on the Budget for Fiscal Year 2017.** Introduced by Senator Michael Enzi (R-WY). Referred to Senate Committee on the Budget.
  - **Latest Actions: Jan. 3, 2017:** Discharged by the Committee and placed on the Senate Legislative Calendar under General Orders. **Jan. 12, 2017:** After consideration of amendments, passed by Senate by yea-nay vote, 51-48. **Jan. 12, 2017:** Received in the House of Representatives and House Rules Committee provides consideration of S.Con.Res.3 with two hours of general debate under a structured rule (pursuant to [H.Res.48](#)). **Jan. 13, 2017:** House of Representatives considers S.Con.Res.3 as a Committee of the Whole (provides expedited consideration of legislation) and passed by House by yea-nay vote, 227-198.
  - **S.Con.Res.3** outlines a budget for fiscal year 2017 and directs congressional committees to develop legislation to repeal the Affordable Care Act by January 27, 2017. Unknown if legislation developed will include the preservation or repeal of the permanent reauthorization of the Indian Health Care Improvement Act.
- **Jan. 3, 2017 – Introduction of S. 18 – Fair Tax Act of 2017.** Introduced by Senator Jerry Moran (R-KS). Referred to the Senate Committee on Finance. [Link to Bill](#).
  - Title II, Sec. 202(72) of the bill proposes to repeal Sec. 7873 of the Internal Revenue Code relating to “federal tax treatment of income derived by Indians from exercise of fishing rights secured by treaty.” Current Internal Revenue Code regulations ([Sec. 7873](#)) makes income derived from a fishing rights-related activity of a tribe not subject to tax if the individual is a member of the respective Indian tribe directly or through a qualified Indian activity, or if the fishing rights-related activity is carried out by a qualified Indian entity.
- **Jan. 3, 2017 – Introduction of H.R. 130 – To amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes, and for other purposes.** Introduced by Representative Tom Cole (R-OK-4). Referred to the House Committee on Natural Resources. [Link to Bill](#).
  - Makes amendments to the Indian Reorganization Act of 1934 to make it applicable to all federally-recognized Indian tribes, regardless of when a tribe was officially recognized by the federal government. Passage would overturn the U.S. Supreme Court decision in *Carcieri v. Salazar* and allow the Department of the Interior to take land into trust for tribes receiving federal recognition after June 18, 1934.

- **Jan. 3, 2017 – Introduction of H.R. 131 – To reaffirm the trust status of land taken into trust by the United States pursuant to the Act of June 18, 1934, for the benefit of an Indian tribe that was federally recognized on the date that the land was take into trust, and for other purposes.** Introduced by Rep. Tom Cole (R-OK-4). Referred to the House Committee on Natural Resources. [Link to Bill](#).
  - Reaffirms trust status of lands taken into trust by the Department of the Interior in past, present, and future Department actions.
- **Jan. 3, 2017 – Introduction of H.R. 210 – Native American Energy Act.** Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources. [Link to Bill](#).
  - Bill amends the Energy Policy Act of 1992 to allow certain entities to conduct appraisements of Indian lands or trust assets involving transaction required for Department of the Interior (DOI) approval. A tribe may waive the requirement for an appraisal. Also, directs agencies within DOI to use a uniform system of reference numbers and tracking systems for oil and gas wells. The bill amends the National Environmental Policy Act of 1969 to make environmental impact statements for major federal actions on Indian lands available to certain entities—excluding actions related to Indian gaming activities. The bill establishes provisions for judicial review of a cause of action related to energy development on tribal lands. Amends the Tribal Forest Protection Act of 2004 and directs the Department of the Interior and the Department of Agriculture to enter agreements with Indian tribes to carry out demonstration projects to promote biomass energy production. These agencies may also carry out demonstration projects by which tribes may perform the functions of programs under the Act. Bill also amend the Long-Term Leasing Act and revises the types and duration of leases the Navajo Nation may enter without approval from the Department of the Interior.
- **Jan. 3, 2017 – Introduction of H.R. 212 – The Expediting Funding for Efficient Contracting Tribes (EFFECT) Act.** Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources. [Link to Bill](#).
  - Amends the Indian Self-Determination and Education Assistance Act to provide a process for expediting congressional review of an Indian tribe’s funding agreement at the Indian tribe’s request. An Indian tribe that is a party to a proposed funding agreement may submit a written request for expedited review of the agreement by the Chair and Ranking Member of the Senate Committee on Indian Affairs and the House Committee on Natural Resources.
- **Jan. 3, 2017 – Introduction of H.R. 215 – American Indian Empowerment Act of 2017.** Introduced by Rep. Don Young (R-Alaska-At Large). Referred to the House Committee on Natural Resources. [Link to Bill](#).
  - Upon the request of an Indian tribe, the Department of the Interior will be required to transfer land held in trust for the tribe to the tribe as restricted fee tribal land (as land owned by a tribe but has restrictions against alienation and taxation). The tribe may lease, or grant easements or right-of-ways on restricted fee tribal lands for any duration of time and without the Department of the Interior’s review and approval. Also, tribal laws establishing a system of land tenure governing the use of restricted fee tribal lands will have precedence over federal laws and regulations governing use of such land.
- **Jan. 3, 2017 – Introduction of H.R. 228 – Indian Employment, Training and Related**

- Services Consolidation Act of 2017.** Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources. [Link to Bill.](#)
- Amends the Indian Employment, Training and Related Services Demonstration Act of 1992 to facilitate the ability of Indian tribes to integrate the employment, training, and related services from diverse federal sources.
- **Jan. 3, 2017 – Introduction of H.R. 235 – Indian Health Service Advance Appropriations Act of 2017.** Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on Natural Resources. [Link to Bill.](#)
    - Amends the Indian Health Care Improvement Act to authorize a 2-fiscal-year advance appropriation for the Indian Health Service and Indian Health Facilities accounts of the Indian Health Service.
  - **Jan. 4, 2017 – Introduction of H.R. 292 – The Honoring Our Trust Relationships (HOT-R) Act.** Introduced by Rep. Don Young (R-AK-At Large). Referred to the House Committee on the Budget. [Link to Bill.](#)
    - Amends the balanced budget and Emergency Deficit Control Act of 1985 to exempt Alaska Native and American Indian programs from sequestration.
  - **Jan. 4, 2017 – Introduction of S. 43 – Native American Health Savings Improvement Act.** Introduced by Sen. Dean Heller (R-NV). Referred to the Committee on Finance. [Link to Bill.](#)
    - Amends the Internal Revenue Code of 1986 to permit individuals eligible for Indian Health Service assistance to qualify for health savings accounts.
  - **Jan. 9, 2017 – Introduction of S. 63 – A Bill to clarify the rights of Indians and Indian tribes on Indian lands under the National Labor Relations Act.** Introduced by Sen. Jerry Moran (R-KS). Referred to the Senate Committee on Indian Affairs. [Link to Bill.](#)
  - **Jan. 10, 2017 – Introduction of S. 91 – A bill to amend the Indian Employment, Training and Related Services Demonstration Act of 1992 to facilitate the ability of Indian tribes to integrate the employment, training, and related services from diverse Federal sources, and for other purposes.** Introduced by Sen. Lisa Murkowski (R-AK). Referred to the Senate Committee on Indian Affairs. [Link to Bill.](#)
  - **Jan. 12, 2017 – Introduction of S. 140 – A bill to amend the White Mountain Apache Tribe Water Rights Quantification Act of 2010 to clarify the use of amounts in the WMAT Settlement Fund.** Introduced by Sen. Jeff Flake. Referred to the Senate Committee on Indian Affairs. [Link to Bill.](#)
  - **Jan. 19, 2017 – Introduction of H.R. 277 – American Health Care Reform Act of 2017.** Introduced by Rep. David Roe (R-TN-1). Referred to the House Subcommittee on Health, House Committee on Veterans' Affairs, House Committee on Appropriations, House Rules Committee, House Administration Committee, House Committee on Natural Resources, House Judiciary Committee, House Committee on Education and the Workforce, House Ways and Means Committee, House Committee on the Budget, and House Energy and Commerce Committee. [Link to Bill.](#)
    - **Title II, Subtitle B – Enhancement of Health Savings Accounts, Sec. 224– Individuals eligible for Indian Health Service Assistance** – 22 U.S.C 223: Health Savings Accounts is amended by adding the following paragraph at the end of Sec. 223(c)(1) – eligible individual:

- “(D) *Special rule for individuals eligible for assistance under the Indian Health Service Programs.* —For purposes of subparagraph (A)(ii), an individual shall not be treated as covered under a health plan described in such subparagraph merely because the individual receives hospital care or medical services under a medical care program of the Indian Health Service or of a tribal organization.”.

## **FEDERAL ADMINISTRATIVE & REGULATORY ACTIONS**

- **Dec. 9, 2016 – Department of the Interior, Bureau of Indian Affairs – Advance Notice of Proposed Rulemaking; Solicitation of Comments: “Traders with Indians”.** [Link to Federal Register Notice](#). Last updated in 1965, the Licensed Trader Regulations ([25 CFR Part 140](#)) regulate trade with Indian Country by designating persons to be “Indian traders” for commercial transactions of buying, selling, leasing, and permitting of property or services, including contractual undertakings and the transportation or delivery of goods or supplies. The BIA is initiating this rulemaking to determine if the ‘Indian trader regulations’ need to be updated to recognize and support tribal sovereignty and regulatory authority over trade occurring within Indian Country. Comments are due April 10, 2017 and can be filed at [www.regulations.gov](#) under Docket ID: [BIA-2016-0007](#), or mailed to Elizabeth K. Appel, Director, Office of Regulatory Affairs & Collaborative Action, Indian Affairs, U.S. Department of the Interior, 1849 C St. NW., Mail Stop 3642–MIB, Washington, DC 20240.
- **Dec. 12, 2016 – Department of Housing and Urban Development – Modernizing HUD’s Consolidated Planning Process to Narrow the Digital Divide and Increase Resilience to Natural Hazards.** [Link to Federal Register Notice](#). Effective January 17, 2017, changes to HUD’s Consolidated Plan will assist state and local governments in evaluating and addressing the need for broadband Internet access for housing occupied by low- and moderate-income residents. Additionally, the Consolidated Plan will require inclusion in resilience to natural hazard risks, anticipating increased risks due to climate change, and plan development to address climate change impacts on low- and moderate-income residents.
- **Dec. 21, 2016 – Department of Housing and Urban Development – Establishment of Tribal Intergovernmental Advisory Committee; Request for Nominations for Tribal Intergovernmental Membership.** [Link to Federal Register Notice](#). HUD is requesting nominations of elected or appointed tribal government officials to its Tribal Intergovernmental Advisory Committee, which provides assistance and recommendations to HUD in developing and improving its Indian housing programs. Nominations are due February 21, 2017 and can be mailed to the Regulations Division, Office of the General Counsel, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 10276, Washington, DC 20410-0500, or submitted electronically to [www.regulations.gov](#) under Docket ID: [HUD-016-0068](#).
- **Dec. 22, 2016 – Department of the Interior, Bureau of Indian Affairs – Notice of Deadline for Submitting Completed Applications to Begin Participation in the Tribal Self-Governance Program in Fiscal Year 2018 or Calendar Year 2018.** [Link to Federal Register Notice](#). The Director of the Office of Self-Governance may select up to 50 additional tribes and consortia per year to participate in the Tribal Self-Governance Program for management of Department of the Interior programs. Completed applications must be submitted by March 1, 2017 and sent to Ms. Sharee M. Freeman, Director, Office of Self-



Governance, Department of the Interior, Mail Stop 355-G-SIB, 1951 Constitution Avenue NW., Washington, DC 20240.

- **Dec. 28, 2016 – Office of Personnel Management – Access to Federal Employees Health Benefits (FEHB) for Employees of Certain Indian Tribal Employers.** [Link to Federal Register Notice](#). The Office of Personnel Management adopted a Final Rule, effective February 27, 2017, to make federal employee health insurance available to employees of certain Indian tribal employers.
- **Dec. 30, 2016 – Department of the Interior, Bureau of Indian Affairs – Guidelines for Implementing the Indian Child Welfare Act.** [Federal Register Notice](#). The Department of the Interior (DOI) has issued guidelines for implementation of the Indian Child Welfare Act (ICWA) to provide references and resources to entities involved in child custody proceedings involving Indian children. The guidelines also provide best practices for implementing ICWA, explain authorizing regulations, and replace the DOI's 1979 and 2015 guidelines. The new guidelines can be accessed at <https://bia.gov/cs/groups/public/documents/text/idc2-056831.pdf>.
- **Jan. 5, 2017 – Presidential Proclamation – Establishment of the Bears Ears National Monument.** [Link to Federal Register Notice](#). Under authority authorized by the Antiquities Act (*Title 54, Sec. 320301*), President Obama declared 1.35 million acres as federal lands to be recognized the Bears Ears National Monument. Located in southeast Utah, the Bears Ears area has been described as having cultural significance to the Ute Mountain Ute Tribe, Navajo Nation, Ute Indian Tribe of the Uintah Ouray, Hopi Nation, and Zuni Tribe. The Proclamation also creates a Bears Ears Commission comprised of elected leaders from the aforementioned tribes and will develop guidance and recommendations for the development and implementation of management plans for the Bears Ears National Monument.
- **Jan. 5, 2017 – Food and Drug Administration – FDA Tribal Consultation Policy.** [Federal Register Notice](#). The Food and Drug Administration announced the availability of its Tribal Consultation Policy to further its government-to-government relationship with American Indian and Alaska Native tribes. The Policy can be viewed on FDA's webpage at <http://www.fda.gov/ForFederalStateandLocalOfficials/TribalAffairs/default.htm>.
- **Jan. 5, 2017 – Federal Communications Commission, Office of Native Affairs and Policy – Announcement of Two Upcoming Tribal Broadband, Telecom, and Broadcast Training and Consultation Workshops.** [FCC Public Notice](#). FCC-ONAP announced a workshop at Black Oak Casino & Resort in Tuolumne, CA January 31, 2017 through February 2, 2017, and a second workshop at Seneca Allegany Resort & Casino, Salamanca, NY March 7 through 9, 2017. To register for the California Workshop send an email to [CATribalWorkshop@fcc.gov](mailto:CATribalWorkshop@fcc.gov) with the attendees names, tribal or other affiliation, contact information and a breakout session choice. To register for the New York Workshop send an email to [NYTribalWorkshop@fcc.gov](mailto:NYTribalWorkshop@fcc.gov), and also include the aforementioned information.
- **Jan. 9, 2017 – U.S. Department of Agriculture – Notice of Solicitation of Applications for the Rural Broadband Access Loans and Guarantees Program.** [Federal Register Notice](#). The U.S. Department of Agriculture will be accepting applications for the fiscal year 2017 of its Rural Broadband Access Loan and Loan Guarantee Program between March 1, 2017

and March 31, 2017, and during a second application window September 1, 2017 through September 30, 2017. Tribal governments are eligible to apply for the program to construct, improve, and acquire facilities and equipment to provide high-speed, broadband internet in eligible rural areas.

- **Jan. 9, 2017 – Nuclear Regulatory Commission – Issuance of Tribal Policy Statement.** [Federal Register Notice](#). The Nuclear Regulatory Commissions adopted and released its Tribal Policy Statement to promote effective government-to-government consultation with American Indian and Alaska Native tribes. The finalized policy statement can be viewed at <https://www.regulations.gov/document?D=NRC-2012-0235-0028>.
- **Jan. 9, 2017 – Department of Health and Human Services, Administration for Children and Families – Request for Information Seeking Recommendations on Future Work with American Indian and Alaska Native Tribes.** [Federal Register Notice](#). The Administration for Children and Families are seeking recommendations for how the agency can improve its partnership with tribes and poses 9 questions for comment. Responses are due by March 10, 2017. To comment in the proceeding visit [www.regulations.gov](http://www.regulations.gov) and file to docket number ACF-2016-0002, or by email to [ANAComments@acf.hhs.gov](mailto:ANAComments@acf.hhs.gov).
- **Jan. 9, 2017 – Department of the Treasury, Community Development Financial Institutions Fund – Announcement Type: Notice and Request for Information.** [Federal Register Notice](#). The Community Development Financial Institution is seeking comments for the review of its CDFI certification tests. Comments are due March 10, 2017 and can be submitted through email to David Meyer, Certification, Compliance Monitoring and Evaluation Manager, CDFI Fund at [cdfihelp@cdfi.treas.gov](mailto:cdfihelp@cdfi.treas.gov).
- **Jan. 10, 2017 – Department of Health and Human Services, Indian Health Service – Indian Health Professions Preparatory, Indian Health Professions Pre-Graduate and Indian Health Professions Scholarship Programs.** [Federal Register Notice](#). The Health Professions Preparatory Scholarship and the Health Professions Pre-graduate Scholarship is available to federally-recognized American Indian students (including those terminated since 1940, and first or second degree descendants of federally-recognized tribal members), state-recognized tribal members and first and second degree descendants of state-recognized tribal members, and Alaska Natives who have successfully graduated high-school and Have been accepted for enrollment in a compensatory, pre-professional general education course or curriculum. The Indian Health Professions Scholarship may only be awarded to an applicant that is a member of a federally-recognized tribe, Eskimo, Aleut, or other Alaska Native—membership in a state-recognized tribe is not accepted. The application deadline for continuing students is February 28, 2017 and March 28, 2017 for new students. Continuation award notifications will be announced on June 5, 2017 and new award notifications will be announced on July 5, 2017. To apply please visit [https://www.ihs.gov/scholarship/online\\_application/index.cfm](https://www.ihs.gov/scholarship/online_application/index.cfm). Contact information for IHS Area Scholarship Coordinators can be viewed at <https://www.ihs.gov/scholarship/contact/areascholarshipcoordinators/>.
- **Jan. 10, 2017 – U.S. Department of Agriculture, Rural Utilities Service – Announcement of Grant Application Deadlines and Funding Levels, Community Connect Grant Program.** The Rural Utilities Service is soliciting applicants for the fiscal year 2017 funding of the Community Connect Program. An Indian tribe or Indian organization, as

defined in [25 U.S.C. 450b](#), can apply for funding to serve a tribal jurisdiction or trust area. The proposed service territory must be an unserved area, which are, “rural areas that lack any existing broadband speed of at least 4 Mbps downstream and 1 Mbps upstream.” Matching funds of at least 15% from non-federal sources are required and can be used for operating costs. Applications serving Tribal jurisdictions or trust areas can receive an additional 15 points under the Special Consideration Areas Category. Applications are due March 13, 2017 and can be mailed to the Rural Utilities Service, Telecommunications Program, 1400 Independence Ave. SW., Room 2844, STOP 1597, Washington, DC 20250-1597. Mark address with “Attention: Deputy Assistant Administrator, Office of Loan Origination and Approval, Rural Utilities Service”, or filed online through [www.grants.gov](http://www.grants.gov).

- **Jan. 10, 2017 – Department of Health and Human Services, Indian Health Service - IHS Loan Repayment Program for Repayment of Health Professions Educational Loan.** The IHS Loan Repayment Program is offered in return for full-time clinical service for a 2-year period. Applications for the IHS Loan Repayment Program will be accepted beginning January 15, 2017 and will continue to be accepted each month until all funds are exhausted for fiscal year 2017. To apply visit <https://www.ihs.gov/loanrepayment/>.
- **Jan. 17, 2017 – Department of the Interior, Bureau of Indian Affairs – Land Acquisitions; Craig Tribal Association.** [Federal Register Notice](#). The Principal Deputy Assistant Secretary—Indian Affairs decided to take 1.08 acres of land into trust for the Craig Tribal Association in Alaska.
- **Jan. 19, 2017 – Department of Transportation, Federal Transit Administration – FY 2017 Competitive Funding Opportunity: Public Transportation on Indian Reservations Program; Tribal Transit Program.** [Federal Register Notice](#). The Federal Transit Administration announced an availability of approximately \$5 million in funding for the Tribal Transit Program. Completed applications must be submitted by 11:59 p.m. EDT on March 20, 2017 and submitted through [www.grants.gov](http://www.grants.gov). For more information visit FTA’s website at <https://www.transit.dot.gov/funding/grants/notices>.
- **Jan. 18, 2017 – Department of the Interior, Bureau of Indian Affairs – Proposed Membership of the Bureau of Indian Education Accountability Negotiated Rulemaking Committee.** [Federal Register Notice](#). The Bureau of Indian Education has selected primary and alternate representatives for appointment to the BIE Accountability Negotiated Rulemaking Committee. Committee members will be responsible for making recommendations to revise existing regulations to implement the Every Student Succeeds Act (ESSA) for the 2017 and 2018 academic year. To view the appointed committee primary and alternate members visit <https://www.federalregister.gov/documents/2017/01/18/2017-01061/proposed-membership-of-the-bureau-of-indian-education-accountability-negotiated-rulemaking-committee>. To comment on the appointment of committee members, nominate a person to the committee, or apply for appointment to the committee visit [https://www.regulations.gov/docket?D=BIA\\_FRDOC\\_0001](https://www.regulations.gov/docket?D=BIA_FRDOC_0001). Comments or applications to the committee must be submitted by February 11, 2017.

- **Jan. 24, 2017 – Office of the President, Executive Order – U.S. Pipeline Authorizations: Keystone XL, Dakota Access, Construction Requirements, and Streamlining Environmental Reviews.** President Trump signed Executive Orders authorizing construction of the Keystone XL and Dakota Access pipelines upon further review of terms and conditions to be negotiated by his Administration. President Trump also signed an Executive Order requiring pipelines being constructed in the U.S. to be built with U.S. steel, and an Executive Order to streamline environmental reviews and permit approvals. President Trump declined to comment on the stance of the Standing Rock Sioux Tribe or regarding protestors still occupying encampments near Lake Oahe, ND. To view a recording of the White House signing, please visit C-SPAN’s website by [clicking here](#).
- **Jan. 24, 2017 – Office of the President, Four Presidential Memorandums & One Executive Order**
  - **Regarding Construction of the Keystone XL Pipeline.** [Link](#)
  - **Regarding Construction of the Dakota Access Pipeline.** [Link](#)
  - **Regarding Construction of American Pipelines.** [Link](#)
  - **Streamlining Permitting and Reducing Regulatory Burdens for Domestic Manufacturing.** [Link](#)
  - **Executive Order Expediting Environmental Reviews and Approvals for High Priority Infrastructure Projects.** [Link](#)

President Trump issued four Presidential Memorandum’s authorizing construction of the Keystone XL and Dakota Access pipelines in an expedited manner (to the extent permitted by law); required use of U.S. produced materials in pipelines constructed in the U.S; and to initiate a 60 day “Stakeholder Consultation on Streamlining Permitting. President Trump also signed an Executive Order to streamline environmental reviews and permit approvals. President Trump declined to comment on the stance of the Standing Rock Sioux Tribe or regarding protestors still occupying encampments near Lake Oahe, ND. To view a recording of the White House signing, please visit C-SPAN’s website by [clicking here](#) (\*note: only one E.O. was signed, the others were Presidential Memorandums. [Difference Between an Executive Order and Presidential Memorandum](#)).

## Arizona Legislature

No bills reported.

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