

90TH CONGRESS  
1ST SESSION

# S. 282

## IN THE SENATE OF THE UNITED STATES

JANUARY 12, 1967

Mr. JACKSON (for himself and Mr. MAGNUSON) (by request) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

## A BILL

To provide for the termination of Federal supervision over the property of the Confederated Tribes of Colville Indians located in the State of Washington and the individual members thereof, 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 That the following sections of this Act shall become effective
- 4 on the date a majority of the number of the adult members of
- 5 the tribes voting in a referendum approve a termination of
- 6 Federal supervision in accordance with those sections. The
- 7 Secretary of the Interior shall conduct a referendum to ascer-
- 8 tain the wishes of the enrolled adult members within ninety



1 days after the enactment of this Act in accordance with such  
2 rules and regulations as he may prescribe.

3 SEC. 2. The purpose of this Act is to provide for the  
4 termination of Federal supervision over the trust and re-  
5 stricted property of the Confederated Tribes of the Colville  
6 Indian Reservation, Washington, and of the individual mem-  
7 bers thereof, for the disposition of federally owned property  
8 acquired or withdrawn for the administration of the affairs of  
9 said Indians, and for a termination of Federal services fur-  
10 nished such Indians because of their status as Indians.

11 SEC. 3. For the purposes of this Act:

12 (a) "Tribes" means the Confederated Tribes of the Col-  
13 ville Indian Reservation, Washington.

14 (b) "Secretary" means the Secretary of the Interior.

15 (c) "Lands" means real property, interests therein, or  
16 improvements thereon, and includes water rights.

17 (d) "Tribal property" means any real or personal prop-  
18 erty, including water rights, or any interest in real or per-  
19 sonal property, that belongs to the tribes and either is held  
20 by the United States in trust for the tribes or is subject to  
21 a restriction against alienation imposed by the United States.

22 (e) "Adult" means a member of the tribes who is an  
23 adult according to the law of the place of his residence.

24 SEC. 4. At midnight of the date this section becomes  
25 effective the roll of the tribes shall be closed and no child born

1 thereafter shall be eligible for enrollment: *Provided*, That  
2 the tribes shall have a period of six months from the date this  
3 section becomes effective in which to prepare and submit to the  
4 Secretary a proposed roll of the members of the tribes living  
5 on the date this section becomes effective, which shall be pub-  
6 lished in the Federal Register. If the tribes fail to submit  
7 such roll within the time specified in this section, the Secre-  
8 tary shall prepare a proposed roll for the tribes which shall be  
9 published in the Federal Register. Any person claiming  
10 membership rights in the tribes or an interest in the assets of  
11 the tribes, or a representative of the Secretary on behalf of any  
12 such person, may, within ninety days from the date of pub-  
13 lication of the proposed roll, file an appeal with the Secretary  
14 contesting the inclusion or omission of the name of any person  
15 on or from such roll. The Secretary shall review such ap-  
16 peals and his decisions thereon shall be final and conclusive.  
17 After disposition of all such appeals, the roll of the tribes  
18 shall be published in the Federal Register, and such roll shall  
19 be final for the purposes of this Act.

20 SEC. 5. Upon publication in the Federal Register of the  
21 final roll as provided in section 4 of this Act, the beneficial  
22 interest in tribal property of each person whose name ap-  
23 pears on the roll shall constitute personal property which  
24 may be inherited or bequeathed, but shall not otherwise be  
25 subject to alienation or encumbrance before the transfer of



1 title to such tribal property as provided in section 7 of this  
 2 Act without the approval of the Secretary. Any contract  
 3 made in violation of this section shall be null and void.  
 4 Property which this section makes subject to inheritance  
 5 or bequest and which is inherited or bequeathed after the  
 6 effective date of this section and prior to the transfer of  
 7 title to tribal property as provided in section 7 of this Act  
 8 shall not be subject to State or Federal inheritance, estate,  
 9 legacy, or succession taxes.

10 SEC. 6. The Secretary shall—

11 (a) within sixty days after this section becomes  
 12 effective institute a program, to be completed within one  
 13 year, to bring up to date all ownership records pertain-  
 14 ing to trust or restricted lands on the Colville Indian  
 15 Reservation; and immediately following completion of  
 16 such program, jointly with the Secretary of Agriculture,  
 17 determine what parts of the tribal lands are valuable  
 18 chiefly for timber purposes, what parts are valuable  
 19 chiefly for farming, what parts are valuable chiefly for  
 20 grazing, and what parts are valuable chiefly for other  
 21 purposes; and divide each such part into appropriate  
 22 units for sale or management in accordance with the pro-  
 23 visions of this Act;

24 (b) cause separate appraisals to be made by three  
 25 qualified independent appraisers of the units designated

1 under subsection (a) for the purpose of ascertaining the  
 2 fair market value of each such unit. The fair market  
 3 value of the timber assets shall be defined to be the mar-  
 4 ket price that would be realized if the sale of the timber  
 5 assets were made over a period of ten years. The Secre-  
 6 tary shall determine fair market value by averaging the  
 7 three appraisals;

8 (c) determine the fair market value of tribal min-  
 9 eral rights (including oil and gas) but the determination  
 10 necessarily need not conform to the geographical  
 11 boundaries of the surface units;

12 (d) determine the value to the tribes of the tribal  
 13 hunting and fishing rights on each unit appraised, to the  
 14 extent such value is not included in the appraisal;

15 (e) cause a summary of said appraisal to be de-  
 16 livered to all adult enrolled members of the tribes and  
 17 within sixty days thereafter give to each member whose  
 18 name appears on the final roll of the tribes an oppor-  
 19 tunity to elect to withdraw from the tribes and have his  
 20 beneficial interest in tribal property recognized by sec-  
 21 tion 5 converted into money and paid to him, or to re-  
 22 main in the tribes and participate in the tribal manage-  
 23 ment plan to be prepared pursuant to subsection (g) of  
 24 this section; in the case of members who are minors,  
 25 persons declared incompetent by judicial proceedings, or



1 deceased, the opportunity to make such election on  
 2 their behalf shall be given to the person designated by  
 3 the Secretary as the person best able to represent the  
 4 interests of such member: *Provided*, That any member,  
 5 or any heir or any devisee of any deceased member, for  
 6 whom the Secretary has so designated a representative  
 7 may (on his own behalf, through his natural guardian,  
 8 or next friend) within one hundred and twenty days  
 9 after receipt of written notice of such secretarial designa-  
 10 tion, contest the secretarial designation in any naturali-  
 11 zation court for the area in which such member resides,  
 12 by filing of a petition therein requesting designation of  
 13 a named person other than the secretarial designee, and  
 14 the burden shall thereupon devolve upon the Secretary  
 15 to show cause why the member-designated representa-  
 16 tive should not represent the interests of such member,  
 17 and the decision of such court shall be final and  
 18 conclusive;

19 (f) select the portion of the tribal property which  
 20 if sold at the appraised value would provide sufficient  
 21 funds to pay the members who elect to withdraw  
 22 from the tribes for their beneficial interest in the  
 23 total tribal property, sell the property so selected  
 24 and pay the proceeds of the sale to the withdrawing

1 members: *Provided*, That title to any tribal forest lands  
 2 that need to be sold shall be taken by the Secretary of  
 3 Agriculture by publication of a notice in the Federal  
 4 Register; and funds for that purpose are hereby author-  
 5 ized to be appropriated, and such lands shall become  
 6 national forest lands subject to the laws that are appli-  
 7 cable to lands acquired pursuant to the Act of March 1,  
 8 1911 (36 Stat. 961), as amended: *Provided further*,  
 9 That if the tribes are not willing to accept the appraised  
 10 value of such tribal forest lands, as determined under  
 11 section 6 (b) of this Act, the tribes may commence an  
 12 action in the appropriate Federal court for a judicial  
 13 determination of just compensation and such determina-  
 14 tion shall be made without regard to the appraisal  
 15 standard contained in section 6 (b): *Provided fur-*  
 16 *ther*, That any person whose name appears on the  
 17 final roll of the tribes, or a guardian or any person  
 18 designated by the Secretary on behalf of any person who  
 19 is a minor or an incompetent, shall have the right to pur-  
 20 chase, for his or its own account but not as an agent for  
 21 others, any other property in lots as offered for sale for  
 22 not less than the highest offer received by competitive  
 23 bid; any individual Indian purchaser who has elected  
 24 to withdraw from the tribes may apply toward the pur-



1 purchase price up to 100 per centum of the amount esti-  
 2 mated by the Secretary to be due him from the sale of  
 3 his interest in tribal property: *Provided*, That title to  
 4 lands purchased by using individual interest as collateral  
 5 shall be withheld by the Secretary until distribution of  
 6 the proceeds of the tribal estate as provided in this section;  
 7 and if more than one right is exercised to purchase the  
 8 same property pursuant to this proviso the property shall  
 9 be sold to one of such persons on the basis of competitive  
 10 bids;  
 11 (g) cause a plan to be prepared in form and con-  
 12 tent satisfactory to the members who elect to remain  
 13 in the tribes and to the Secretary for the management  
 14 of tribal property through a trustee, corporation, or  
 15 other legal entity. If no plan that is satisfactory both  
 16 to the members who elect to remain in the tribes and to  
 17 the Secretary has been prepared six months before the  
 18 time limit provided in subsection (b) of section 7 of  
 19 this Act the Secretary shall adopt a plan for man-  
 20 aging the tribal property, subject to the provisions of  
 21 section 14 of this Act: *Provided*, That property which  
 22 is held by the United States for the benefit of the tribes  
 23 shall continue to have the status of tribal property until  
 24 title is conveyed or transferred pursuant to section 6 (f)

1 or 7 (a) of this Act and the net proceeds are actually  
 2 distributed to the individual members.

3 SEC. 7. (a) The Secretary is authorized and directed  
 4 to execute any conveyancing instrument that is necessary  
 5 or appropriate to convey title to tribal property to be sold  
 6 in accordance with the provisions of section 6 of this Act,  
 7 and to transfer title to all other tribal property to a trustee,  
 8 corporation, or other legal entity in accordance with the plan  
 9 prepared pursuant to subsection (g) of section 6 of this Act:  
 10 *Provided*, That at any time prior to a transfer of such other  
 11 tribal property to a trustee, corporation, or other legal entity,  
 12 the Secretary may, upon request of a majority of the mem-  
 13 bers who elected to remain in the tribes, sell such other  
 14 tribal property and distribute the proceeds of sale among the  
 15 members if he determines that such action is the more feasible  
 16 and practical course to follow. Any tribal forest lands sold  
 17 under this authority shall be purchased by the Secretary of  
 18 Agriculture in accordance with the provisions of subsection  
 19 6 (f).

20 (b) It is the intention of the Congress that all of the  
 21 actions required by sections 6 and 7 of this Act shall be  
 22 completed at the earliest practicable time and in no event  
 23 later than four years from the date this section becomes  
 24 effective.



1 (c) Members of the tribes who elect to withdraw from  
2 the tribes and receive the money value of their interests in  
3 tribal property shall, upon the publication of the proclama-  
4 tion authorized by section 17 (a), cease to be members of  
5 the tribes: *Provided*, That nothing shall prevent them from  
6 sharing in the proceeds of tribal claims against the United  
7 States.

8 SEC. 8. No funds distributed pursuant to section 6 of  
9 this Act to members who withdraw from the tribes shall be  
10 paid to any person as compensation for services pertain-  
11 ing to the enactment of this Act or amendments thereto  
12 and any person making or receiving such payments shall  
13 be guilty of a misdemeanor and shall be imprisoned for not  
14 more than six months and fined an amount equal to the  
15 payment received by him plus not more than \$500.

16 SEC. 9. (a) The Secretary is authorized and directed  
17 to transfer within four years from the date this section be-  
18 comes effective to each member of the tribes unrestricted  
19 control of funds or other personal property held in trust  
20 for such member by the United States.

21 (b) All restrictions on the sale or encumbrance of  
22 trust or restricted interests in land, wherever located, owned  
23 by members of the tribes (including allottees, purchasers,  
24 heirs, and devisees, either adult or minor), and on trust or  
25 restricted interests in lands within the Colville Indian Reser-

1 vation, regardless of ownership, are hereby removed four  
2 years after the date this section becomes effective, and the  
3 patents or deeds under which titles are then held shall pass  
4 the titles in fee simple, subject to any valid encumbrances.  
5 The titles to all interests in trust or restricted land acquired  
6 by members of the tribes by devise or inheritance four years  
7 or more after the date this section becomes effective shall  
8 vest in such members in fee simple, subject to any valid  
9 encumbrance.

10 (c) Prior to the time provided in subsection (b) of this  
11 section for the removal of restrictions on land owned by one  
12 or by more than one person, the Secretary may—

13 (1) upon request of any of the owners, partition the  
14 land and issue to each owner a patent or deed for his  
15 individual share that shall become unrestricted four years  
16 from the date this section becomes effective;

17 (2) upon request of any of the owners, and a find-  
18 ing by the Secretary that partition of all or any part of  
19 the land is not practicable, cause all or any part of the  
20 land to be sold and distribute the proceeds of sale to the  
21 owners: *Provided*, That any one or more of the owners  
22 may elect before a sale to purchase the other interests  
23 in the land, and the purchaser shall receive an unre-  
24 stricted patent or deed to the land; and

25 (3) if the whereabouts of none of the owners can



1 be ascertained, cause such lands to be sold and deposit  
2 the proceeds of sale in the Treasury of the United States  
3 for safekeeping.

4 (d) The Secretary is hereby authorized to approve—

5 (1) the exchange of trust or restricted land between  
6 the tribes and any of the enrolled members;

7 (2) the sale by the tribes of tribal property to indi-  
8 vidual members of the tribes; and

9 (3) the exchange of tribal property for real prop-  
10 erty in fee status. Title to all real property included in  
11 any sale or exchange as provided in this subsection shall  
12 be conveyed in fee simple.

13 SEC. 10. The Secretary is authorized, in his discre-  
14 tion, to transfer to the tribes or any member or group of  
15 members thereof any federally owned property acquired,  
16 withdrawn, or used for the administration of the affairs of the  
17 tribes which he deems necessary for Indian use, or to transfer  
18 to a public or nonprofit body any such property which he  
19 deems necessary for public use and from which members of  
20 the tribes will derive benefit.

21 SEC. 11. No property distributed under the provisions  
22 of this Act shall at the time of distribution be subject to  
23 Federal or State income tax. Following any distribution of  
24 property made under the provisions of this Act, such prop-  
25 erty and any income derived therefrom by the individual,

1 corporation, or other legal entity shall be subject to the same  
2 taxes, State and Federal, as in the case of non-Indians:

3 *Provided*, That, for the purpose of capital gains or losses the  
4 base value of the property shall be the value of the property  
5 when distributed to the individual, corporation, or other legal  
6 entity.

7 SEC. 12. (a) That part of section 5 of the Act of  
8 August 13, 1914 (35 Stat. 687; 43 U.S.C. 499), which  
9 relates to the transfer of the care, operation, and maintenance  
10 of reclamation works to water users associations or irrigation  
11 districts, and section 1 of the Act of July 29, 1954 (68 Stat.  
12 580; 43 U.S.C. 499a), which relates to the transfer of  
13 movable property to irrigation districts or water users asso-  
14 ciations, shall be applicable to the irrigation works on the  
15 Colville Reservation.

16 (b) Effective on the first day of the calendar year be-  
17 ginning after the date of the proclamation provided for in  
18 section 17 of this Act, the deferment of the assessment and  
19 collection of construction costs provided for in the first proviso  
20 of the Act of July 1, 1932 (47 Stat. 564; 25 U.S.C. 386a),  
21 shall terminate with respect to any lands within irrigation  
22 projects on the Colville Reservation. The Secretary shall  
23 cause the first lien against such lands created by the Act of  
24 March 7, 1928 (45 Stat. 200, 210), to be filed of record  
25 in the appropriate county office.



(c) The Secretary is authorized to adjust, eliminate, or cancel all or any part of reimbursable irrigation operation and maintenance costs and reimbursable irrigation construction costs chargeable against Indian-owned lands and non-Indian-owned lands that are subject to the provisions of this Act, and all or any part of assessments heretofore or hereafter imposed on account of such costs, when he determines that the collection thereof would be inequitable or would result in undue hardship on the owner of the land, or that the administrative costs of collection would probably equal or exceed the amount collected.

(d) Nothing contained in any other section of this Act shall affect in any way the laws applicable to irrigation projects on the Colville Indian Reservation.

(e) There is hereby authorized to be appropriated, out of any funds in the United States Treasury not otherwise appropriated, the sum of \$11,596.25 for payment to the Colville Tribes with interest at 4 per centum annually as reimbursement for tribal funds used for irrigation construction and operation and maintenance benefiting nontribal lands on the Colville Indian Reservation, such interest being computed from the dates of the disbursement of such tribal funds from the United States Treasury to the end of the fiscal year in which the appropriation is made.

SEC. 13. Nothing in this Act shall abrogate any

water rights of the tribes and their members, and the laws of the State of Washington with respect to the abandonment of water rights by nonuse shall not apply to the tribes and their members until fifteen years after the date of the proclamation issued pursuant to section 17 of this Act.

SEC. 14. Prior to the transfer of title to, or the removal of restrictions from, property in accordance with the provisions of this Act, the Secretary shall protect the rights of members of the tribes who are minors, non compos mentis, or in the opinion of the Secretary, in need of assistance in conducting their affairs, by causing the appointment of guardians for such members in courts of competent jurisdiction, or by such other means as he may deem adequate without application from the member, including but not limited to the creation of a trust of such member's property with a trustee selected by the Secretary, or the purchase by the Secretary of an annuity for such member: *Provided*, That no member shall be declared to be in need of assistance in conducting his affairs unless the Secretary determines that such member does not have sufficient ability, knowledge, experience, and judgment to enable him to manage his business affairs, including the administration, use, investment, and disposition of any property turned over to such member and the income and proceeds therefrom, with such reasonable degree of prudence and wisdom as will be apt to prevent



1 him from losing such property or the benefits thereof: *Pro-*  
 2 *vided further*, That every trust created for any minor mem-  
 3 ber of the tribe under this section shall contain a provision  
 4 requiring the trustee to continue the trust after the minor  
 5 reaches the age of majority under the laws of the State of  
 6 his residence until the trustee can make a finding in accord-  
 7 ance with the terms of the trust with respect to the need  
 8 of such person for assistance in conducting his affairs: *Pro-*  
 9 *vided, however*, That, any member determined by the Secre-  
 10 tary or the trustee to be in need of assistance in conducting  
 11 his affairs may, within one hundred and twenty days after  
 12 receipt of written notice of such determination, contest the  
 13 determination in any naturalization court for the area in  
 14 which said member resides by filing therein a petition having  
 15 that purpose; the burden shall thereupon devolve upon the  
 16 Secretary or the trustee to show cause why such member  
 17 should not conduct his own affairs, and the decision of such  
 18 court shall be final and conclusive with respect to the  
 19 affected member's conduct of his affairs.

20 SEC. 15. Pending the completion of the property dis-  
 21 positions provided for in this Act, the funds now on de-  
 22 posit, or hereafter deposited, in the United States Treasury  
 23 to the credit of the tribes shall be available for advance to the  
 24 tribes, or for expenditure, for such purposes as may be desig-

1 nated by the governing body of the tribes and approved by  
 2 the Secretary.

3 SEC. 16. The Secretary shall have authority to exe-  
 4 cute such patents, deeds, assignments, releases, certificates,  
 5 contracts, and other instruments as may be necessary or ap-  
 6 propriate to carry out the provisions of this Act, or to estab-  
 7 lish a marketable and recordable title to any property dis-  
 8 posed of pursuant to this Act.

9 SEC. 17. (a) Upon removal of Federal restrictions  
 10 on the property of the tribes and individual members there-  
 11 of, the Secretary shall publish in the Federal Register a pro-  
 12 clamation declaring that the Federal trust relationship to the  
 13 affairs of the tribes and their members has terminated. There-  
 14 after individual members of the tribes shall not be entitled  
 15 to any of the services performed by the United States for  
 16 Indians because of their status as Indians and, except as  
 17 otherwise provided in this Act, all statutes of the United  
 18 States which affect Indians because of their status as Indians  
 19 shall no longer be applicable to the tribes and their mem-  
 20 bers, and the laws of the several States shall apply to the  
 21 tribes and their members in the same manner as they apply  
 22 to other citizens or persons within their jurisdiction: *Pro-*  
 23 *vided*, That the Secretary is authorized to continue beyond  
 24 the date of said proclamation to exercise functions and



1 authorities essential to the completion of the termination of  
 2 Federal responsibilities under this Act, including but not  
 3 limited to the probate of trust or restricted estates of de-  
 4 ceased Indians, and the administration to their completion of  
 5 contracts for the education program authorized by section  
 6 26 hereof, it being the intent of this proviso to authorize the  
 7 Secretary to complete as speedily as possible all of the actions  
 8 required under existing law and under the provisions of this  
 9 statute in order to complete the Federal obligations authorized  
 10 to be accomplished by this Act.

11 (b) Nothing in this Act shall affect the status of the  
 12 members of the tribes as citizens of the United States.

13 SEC. 18. Effective on the date of the proclamation  
 14 provided for in section 17 of this Act, all powers of the  
 15 Secretary or other officer of the United States to take, re-  
 16 view, or approve any action under the constitution and by-  
 17 laws of the tribes are hereby terminated. Any powers con-  
 18 ferred upon the tribes by such constitution which are incon-  
 19 sistent with the provisions of this Act are hereby terminated.  
 20 Such termination shall not affect the power of the tribes  
 21 to take any action under their constitution and bylaws that  
 22 is consistent with this Act without the participation of the  
 23 Secretary or other officer of the United States.

24 SEC. 19. The Secretary is hereby authorized and  
 25 directed to transfer title to cemeteries within the Colville

1 Reservation to any organization authorized by the tribes and  
 2 approved by him. In the event such an organization is not  
 3 formed by the tribes within eighteen months following the  
 4 date this section becomes effective, the Secretary is directed  
 5 to perfect the organization of a nonprofit entity empowered  
 6 to accept title and maintain said cemeteries.

7 SEC. 20. The Secretary is authorized to set off against  
 8 any indebtedness payable to the tribes or to the United  
 9 States by any individual member of the tribes or payable  
 10 to the United States by the tribes any funds payable to such  
 11 individual or tribes under this Act and to deposit the amounts  
 12 set off to the credit of the tribes or the United States, as the  
 13 case may be.

14 SEC. 21. Nothing contained in this Act shall deprive  
 15 the tribes or their constituent parts of any right, privilege,  
 16 or benefit granted by the Act of August 13, 1946 (60 Stat.  
 17 1049). The governing body of the tribes as recognized by  
 18 the Secretary is authorized to reserve from distribution, with  
 19 the approval of the Secretary, adequate tribal funds to defray  
 20 the cost of prosecuting tribal claims against the United States  
 21 and the Secretary is authorized to continue supervision of  
 22 such funds. Any balance remaining after such litigation has  
 23 been concluded shall be distributed among all members whose  
 24 names appear on the final roll, or their successors in interest.

25 SEC. 22. Nothing in this Act shall abrogate any valid



1 lease, permit, license, right-of-way, lien, or other contract  
 2 heretofore approved. Whenever any such instrument places  
 3 in or reserves to the Secretary any powers, duties, or other  
 4 functions with respect to the property subject thereto, the  
 5 Secretary may transfer such functions, in whole or in part,  
 6 to any Federal agency with the consent of such agency and  
 7 may transfer such functions, in whole or in part, to a State  
 8 agency with the consent of such agency and the other party  
 9 or parties to such instrument.

10 SEC. 23. The Secretary is authorized to issue rules or  
 11 regulations necessary to effectuate the purposes of this Act,  
 12 and may in his discretion provide for tribal referendums on  
 13 matters pertaining to management or disposition of tribal  
 14 assets.

15 SEC. 24. All Acts or parts of Acts inconsistent with this  
 16 Act are hereby repealed insofar as they affect the tribes or  
 17 their members.

18 SEC. 25. If any provision of this Act, or the application  
 19 thereof to any person or circumstance, is held invalid, the  
 20 remainder of the Act and the application of such provision to  
 21 other persons or circumstances shall not be affected thereby.

22 SEC. 26. Prior to the issuance of a proclamation in  
 23 accordance with the provisions of section 17 of this Act,  
 24 the Secretary is authorized to undertake, within the limits of  
 25 available appropriations, a special program of education and

1 training designed to help the members of the tribes to earn a  
 2 livelihood, to conduct their own affairs, and to assume their  
 3 responsibilities as citizens without special services because  
 4 of their status as Indians. Such program may include lan-  
 5 guage training, orientation in non-Indian community cus-  
 6 toms and living standards, vocational training and related  
 7 subjects, transportation to the place of training or instruction,  
 8 and subsistence during the course of training or instruction.  
 9 For the purposes of such program the Secretary is author-  
 10 ized to enter into contracts or agreements with any Federal,  
 11 State, or local governmental agency, corporation, associa-  
 12 tion, or person. Nothing in this section shall preclude any  
 13 Federal agency from undertaking any other program for the  
 14 education and training of Indians with funds appropriated  
 15 to it.

16 SEC. 27. Effective on the date a majority of the num-  
 17 ber of the adult members of the tribes voting in a referendum  
 18 approve a termination of Federal supervision, the Surgeon  
 19 General of the Public Health Service is authorized and di-  
 20 rected (a) to conduct such studies as are necessary to deter-  
 21 mine present and anticipated health needs of members of the  
 22 tribes and the resources that are available to meet them; (b)  
 23 to work with appropriate State and local agencies and with  
 24 the tribes for the purpose of arranging for participation by  
 25 the tribes and their members in comprehensive health care pro-



grams, including, but not limited to, private voluntary health benefits plans, group insurance policies or contracts, or similar group arrangements provided by carriers; (c) to develop plans and make arrangements for the orderly assumption of financial responsibility by the tribes and their members, the State and the localities involved, in accordance with their respective abilities, with respect to environmental and preventive health services now authorized under the Act of August 5, 1954 (68 Stat. 674); and (d) to assure to the extent practicable, that adequate sanitation facilities (as described in section 7 of such Act) are provided on the reservation prior to the date on which a proclamation in accordance with the provisions of section 17 of this Act is issued.

SEC. 28. Nothing in this Act shall affect the authority to make timber sales otherwise authorized by law prior to the termination of Federal control over such timber. If title to any of the lands comprising the Colville Indian forest is purchased by the United States, the administration of any outstanding timber sales contracts thereon entered into by the Secretary of the Interior as trustee for the tribes shall be administered by the Secretary of Agriculture.

SEC. 29. All sales of tribal lands pursuant to this Act on which roads are located shall be made subject to the right of the United States and its assigns to maintain and use such roads.

SEC. 30. Any person whose name appears on the final roll of the tribes who has, since July 24, 1961, continuously resided on any forest lands purchased by the United States by this Act shall be entitled to occupy and use as a home-site for his lifetime a reasonable acreage of such lands as determined by the Secretary of Agriculture, subject to such regulations as the Secretary of Agriculture may issue to safeguard the administration of the national forest.

SEC. 31. The costs required by this Act may be paid from tribal funds which are hereby made available for such purpose subject to full reimbursement by the United States and the appropriation of funds for that purpose is hereby authorized.



## A BILL

To provide for the termination of Federal supervision over the property of the Confederated Tribes of Colville Indians located in the State of Washington and the individual members thereof, and for other purposes.

By Mr. JACKSON and Mr. MAGNUSON

JANUARY 12, 1967

Read twice and referred to the Committee on Interior and Insular Affairs