

PRAIRIE ISLAND INDIAN COMMUNITY

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MAY 20, 1996.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed
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Mr. YOUNG of Alaska, from the Committee on Resources,
submitted the following

REPORT

[To accompany H.R. 3068]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 3068) to accept the request of the Prairie Island Indian Community to revoke their charter of incorporation issued under the Indian Reorganization Act, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 3068 is to accept the request of the Prairie Island Indian Community to revoke their charter of incorporation issued under the Indian Reorganization Act.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 3068 would revoke the charter of incorporation issued to the Prairie Island Indian Community of Minnesota in 1937. This Federal charter of incorporation was issued by Congress containing a provision, Amendment 10, which provides that it can only be revoked by an Act of Congress.

This revocation has been requested by the Community because the Community has never used it in the management of its enterprises. The Community finds the charter to be outdated, ineffective and cumbersome. Years ago the Community determined that the provisions of the charter can not be applied to the sound management of the Community's enterprises and, instead, decided to operate its enterprises pursuant to various provisions of its Constitution.

The revocation of charters of incorporation issued to tribes is a common practice by Congress. A similar revocation relating to the Minnesota Chippewa Tribe was included in Public Law 104-109.

COMMITTEE ACTION

H.R. 3068 was introduced on March 12, 1996, by Congressman Gil Gutknecht (R-MN). The bill was referred to the Committee on Resources, and within the Committee to the Subcommittee on Native American and Insular Affairs. On May 16, 1996, the Subcommittee was discharged from further consideration of H.R. 3068 when the Full Committee on Resources met to consider H.R. 3068. The bill was ordered favorably reported to the House of Representatives by voice vote.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

With respect to the requirements of clause 2(1)(3) of Rule XI of the Rules of the House of Representatives, and clause 2(b)(1) of Rule X of the Rules of the House of Representatives, the Committee on Resources' oversight findings and recommendations are reflected in the body of this report.

INFLATIONARY IMPACT STATEMENT

Pursuant to clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the Committee estimates that the enactment of H.R. 3068 will have no significant inflationary impact on prices and costs in the operation of the national economy.

COST OF THE LEGISLATION

Clause 7(a) of Rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out H.R. 3068. However, clause 7(d) of that Rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 403 of the Congressional Budget Act of 1974.

COMPLIANCE WITH HOUSE RULE XI

1. With respect to the requirement of clause 2(1)(3)(B) of Rule XI of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, H.R. 3068 does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

2. With respect to the requirement of clause 2(1)(3)(D) of Rule XI of the Rules of the House of Representatives, the Committee has received no report of oversight findings and recommendations from the Committee on Government Reform and Oversight on the subject of H.R. 3068.

3. With respect to the requirement of clause 2(1)(3)(C) of Rule XI of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for H.R. 3068 from the Director of the Congressional Budget Office.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, May 17, 1996.

Hon. DON YOUNG,
*Chairman, Committee on Resources, House of Representatives,
Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has reviewed H.R. 3068, a bill to accept the request of the Prairie Island Indian Community to revoke their charter of incorporation issued under the Indian Reorganization Act, as ordered reported by the House Committee on Resources on May 16, 1996. CBO estimates that enacting this bill would result in no cost to the federal government. Because enacting H.R. 3068 would not affect direct spending or receipts, pay-as-you-go procedures would not apply.

H.R. 3068 would revoke the charter of incorporation issued to the Prairie Island Indian Community of Minnesota in 1937. Revoking the charter does not deny federal recognition to the tribe; instead, this action will make tribal management of its enterprises less cumbersome.

The bill contains no intergovernmental or private sector mandates as defined in Public Law 104-4, and would impose no direct costs on state, local, or tribal governments.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Rachel Robertson.

Sincerely,

JUNE E. O'NEILL,
Director.

COMPLIANCE WITH PUBLIC LAW 104-4

H.R. 3068 contains no unfunded mandates.

DEPARTMENTAL REPORTS

The Committee has received no departmental reports on H.R. 3068.

CHANGES IN EXISTING LAW

If enacted, H.R. 3068 would make no changes in existing law.