

**AMENDMENT TO H.R. 3650**  
**OFFERED BY MR. RUIZ OF CALIFORNIA**

At the end of section 3, add the following new subsection:

1           (g) PROTECTIONS FOR INDIAN LANDS AND TRIBAL  
2 RESOURCES.—

3           (1) IN GENERAL.—Notwithstanding section  
4 2(2), eligible portions of the National Forest System  
5 shall not include National Forest System land—

6           (A) that is located within or adjacent to  
7 Indian land;

8           (B) that includes tribal resources; or

9           (C) the inclusion of which would adversely  
10 affect tribal resources within a unit of the Na-  
11 tional Forest System.

12           (2) DEFINITIONS.—In the subsection:

13           (A) The term “adjacent to” refers to Na-  
14 tional Forest System land that is located within  
15 50 miles of Indian land and shares a boundary  
16 with Indian land.

17           (B) The term “Indian land” means—

1 (i) any land located within the bound-  
2 aries of an Indian reservation, pueblo, or  
3 rancheria;

4 (ii) any land, while not located within  
5 the boundaries of an Indian reservation,  
6 pueblo, or rancheria, the title to which is  
7 held—

8 (I) in trust by the United States  
9 for the benefit of an Indian tribe or  
10 an individual Indian;

11 (II) by an Indian tribe or an in-  
12 dividual Indian, subject to restriction  
13 against alienation under laws of the  
14 United States; or

15 (III) by a dependent Indian com-  
16 munity; and

17 (iii) land that is owned by an Indian  
18 tribe and was conveyed by the United  
19 States to a Native Corporation pursuant to  
20 the Alaska Native Claims Settlement Act  
21 (43 U.S.C. 1601 et seq.), or that was con-  
22 veyed by the United States to a Native  
23 Corporation in exchange for such land.

24 (C) The term “Indian tribe” has the mean-  
25 ing given the term in section 4 of the Indian

1 Self-Determination and Education Assistance  
2 Act (25 U.S.C. 450b).

3 (D) The term “tribal resources” means—

4 (i) resources subject to off-reservation  
5 treaty rights with an Indian tribe to hunt,  
6 fish and gather on Federal lands;

7 (ii) resources subject to co-manage-  
8 ment agreements with an Indian tribe  
9 under section 2 of the Tribal Forest Pro-  
10 tection Act of 2004 (25 U.S.C. 3115a);

11 (iii) resources subject to Executive  
12 Order 13007 on Indian Sacred Sites and  
13 Native American Graves; or

14 (iv) resources subject to the United  
15 States’ trust responsibility to Indian tribes.

16 (3) RELATION TO OTHER LAWS.—Nothing in  
17 this Act waives, limits, or delegates the responsibil-  
18 ities of the Native American Graves Protection and  
19 Repatriation Act (25 U.S.C. 3001 et seq.), the Ar-  
20 chaeological Resources Protection Act of 1979, 16  
21 U.S.C. 470aa et seq.), and the National Historic  
22 Preservation Act (16 U.S.C. 470 et seq.), or any  
23 other law involving the protection of tribal resources.

