

LEGISLATIVE UPDATE



AIPI brings you the Q1 2024 edition of our Legislative Update. This edition covers information made available through federal and state government websites from 1/1/24 through 3/31/24. In Q1, AIPI reviewed 75 bills in Congress, 22 bills in the AZ State Legislature, and 272 Federal Register Notices. In Q4 of 2023, we saw 83 bills and 154 Federal Register notices. This update includes approved FY2024 funding requests for Federal agencies that work closely with Tribal Nations. A bill that enables Tribal Nations to implement their own projects under the Federal SNAP program continues to work its way through Congress, while new legislation establishing a new Tribal office at the Small Business Administration and legislation modifying land lease and rights-of-way approvals were also introduced.

A majority of this quarter's Federal Register Notices are NAGPRA notices. There are also requests for comments on several programs that are important to Tribal communities such as Head Start. The Arizona State Legislature began its 2024 session in Q1. Several bills have been introduced that affect or include Tribes in state programs and initiatives. We highlighted a few proposed bills that specifically impact Arizona Tribes.

The information in our monthly update covers several government websites and databases. AIPI's policy update focuses on federal legislation, congressional hearings, and federal register notices affecting Tribal Nations. The policy update also highlights actions from the Arizona State Legislature and Governor when available. If you are viewing this digitally, there are links embedded throughout the document which will allow you to view more information on any given item. AIPI strives to bring you as much information in the Legislative Update as possible. However, some information may not be included due to the large amount of government activity taking place every quarter. We also aim to share information on significant policy actions that may be more timely than our quarterly updates through our blog and social media. Please continue to follow AIPI for the latest updates.

Congressional Committee Hearings

The following are the relevant congressional hearings that took place in Q1. Each underlined item is a link where you can find more information about the hearing.

Senate Committees

[2/8/24 - Legislative Hearing to receive testimony on S. 2385, S. 2868, S. 3022, S. 2796 & S. 3230](#)

[3/12/24 - The President's Fiscal Year 2025 Budget Proposal](#)

[3/20/24 - A Listening Session on "Public Safety & Justice Resources in Native Communities"](#)

House Committees

[1/17/24 - Full Committee Mark Up](#)

[1/18/24 - Legislative Hearing on H.R. 6062 and H.R. 6273](#)

[2/15/24 - Economic Diversification to Create Prosperous Tribal Economies](#)

[3/6/24 - Advancing Tribal Self-Determination: Examining Bureau of Indian Affairs' 638 Contracting](#)

[3/12/24 - Full Committee Markup](#)

Federal Legislation

AIPI took special note of these bills this quarter because they may have been signed into law or they hold significant implications for Tribes. Follow the linked bill title for more information.

H.R.2872, H.R.2882, H.R.4366, H.R.4366 - Budget Bills Signed into Law

- These funding bills were signed into law to fund various federal agencies through FY2024. Funding for agencies include the Dept. of Health and Human Services, Dept. of the Interior, and Dept. of Housing and Urban Development.

H.R.5970 - SNAP Tribal Food Sovereignty Act of 2023 (related bill: S.2912)

- This act seeks to amend the Indian Self-Determination and Education Assistance Act to allow the Dept. of Agriculture to enter into self-determination contracts with Indian Tribes and Tribal organizations to implement the supplemental nutrition assistance program. Sponsored by Rep. Joe Neguse (D-CO-02).

H.R.6949 - Native American Housing Assistance and Self-Determination Reauthorization Act of 2024

- This bill seeks to establish a new office and amend timelines and program requirements under the Native American Housing Assistance and Self-Determination Act of 1996. The bill also establishes new definitions for Native Americans and establishes new considerations for Native American applicants to other housing programs. Sponsored by Rep. Maxine Waters (D-CA-43).

H.R.7102 - Native American Entrepreneurial Opportunity Act

- This bill would establish a new Office of Native American Affairs within the Small Business Administration (SBA). This office would work to establish relationships with Tribal Nations and Native Hawaiian organizations and assist with SBA programs designated to serve Tribal populations. Sponsored by Rep. Sharice Davids (D-KS-03).

H.R.7227 - Truth and Healing Commission on Indian Boarding School Policies Act of 2024


- This bill seeks to establish the Truth and Healing Commission on Indian Boarding School Policies in the United States. The proposes commission would to formally investigate, document, and report on the histories of Indian Boarding Schools, Indian Boarding School Polices, and the systematic and long-term effects of those schools and policies on Native American peoples. It would also develop recommendations for federal entities based on its findings, and promote healing for boarding school survivors and their descendants. Sponsored by Rep. Sharice Davids (D-KS-03).

S.1322 - Unlocking Native Lands and Opportunities for Commerce and Key Economic Developments Act of 2023

- This bill allows all Indian tribes and individual Indian owners of restricted land to lease their land for up to 99 years, subject to the approval of the Department of the Interior. The bill also provides tribes with the authority to approve certain types of rights-of-way without obtaining approval from Interior. Sponsored by Sen. Brian Schatz (D-HI).

Federal Legislation Cont.

The following table organizes relevant Tribal bills by their subject matter. The "Tribe Specific Legislation" category includes bills relevant to specific Tribal Nations.

Boarding Schools	Children & Families	Broadband & Cybersecurity	Econ Dev.	Veterans
<u>H.R.7227</u>	<u>S.3154</u>	<u>H.R.7621</u>	<u>H.R. 7102</u>	<u>H.R.7785</u> <u>S.3768</u>
Energy	Government	Healthcare	Education	Public Safety
<u>H.R.5482</u> <u>S.2826</u>	<u>H.R.7500</u> <u>S.3564</u>	<u>H.R.7265</u> <u>H.R.7516</u> <u>S.3779</u> <u>S.3797</u>	<u>H.Res.981</u> <u>H.R.7234</u> <u>S.3392</u> <u>S.Res.544</u> <u>S.749</u> <u>S.Res.544</u>	<u>H.R.4524</u> <u>S.2695</u> <u>H.R.5970</u> <u>S.2912</u>
Land	Housing	Environ.	Tribe Specific Legislation	Language & Culture
<u>H.R.1246</u> <u>H.R.6492</u> <u>H.R.6342</u> <u>S.1322</u> <u>S.3789</u> <u>S.3790</u> <u>S.3593</u>	<u>H.R.6949</u> <u>H.R.6785</u> <u>H.R.7132</u> <u>S.1941</u> <u>S.3684</u> <u>S.3871</u> <u>S.3906</u>	<u>H.R.5503</u> <u>H.R.2950</u> <u>H.R.7289</u> <u>H.R.6368</u> <u>S.3754</u> <u>S.1998</u> <u>S.1381</u> <u>S.2908</u>	<u>H.R.6443</u> <u>H.R.7022</u> <u>H.R.1240</u> <u>H.R.7240</u> <u>H.R.929</u> <u>H.R.7541</u> <u>S.3857</u> <u>S.3617</u> <u>S.3220</u> <u>S.382</u>	<u>H.R.7007</u> <u>H.Res.1010</u> <u>H.R.6147</u> <u>S.3595</u> <u>S.Res.546</u> <u>S.res.597</u> <u>S.3185</u>
Grants	Housing	Budget	Consumer	
<u>H.R.3594</u> <u>H.R.3925</u> <u>S.1860</u>	<u>H.R.6949</u> <u>H.R.6785</u> <u>H.R.7132</u>	<u>H.R.2872</u> <u>H.R.2882</u> <u>H.R.4366</u>	<u>H.R.1709</u> <u>H.R.7515</u> <u>S.909</u>	 American Indian Policy Institute Arizona State University

Federal Legislation Cont.

The following table shows the breakdown of Federal Register notices this quarter. Due to the large volume of Federal Register notices, this quarter's notices are summarized in the following table. The table organizes this quarter's notices by the type of notice (i.e. request for comments, funding notices, etc.) and by subject area (i.e. Agriculture, Economic development, etc.)

	Comment	Funding	Notice	Proclamation	Rule	Total
Agriculture	2	0	2	0	0	4
ANCSA	0	0	1	0	1	2
Benefits	1	0	0	0	0	1
Boards & Comm	2	2	14	0	0	18
Broadband & Tech	3	0	1	0	0	4
Children & Fam	2	0	0	0	1	3
Consultation	0	0	1	0	0	1
Consumer	0	0	0	0	1	1
Econ. Dev.	1	0	1	0	1	3
Education	6	9	1	1	0	17
Emergency Mgmt	0	0	0	0	1	1
Environment	3	0	0	0	1	4
Gaming	1	0	5	0	1	7
Gov	1	0	4	0	2	7
Healthcare	0	5	3	0	3	11
Housing	3	1	1	0	0	5
ICWA	0	0	1	0	0	1
Infrasctructure	1	1	1	0	0	3
Land	3	0	0	0	0	3
Language & Culture	1	0	0	0	0	1
NAGPRA	0	0	161	0	0	161
Public Safety	2	0	0	1	0	3
Transportation	0	1	0	0	0	1
Tribe Specific	0	0	7	1	0	8
Veterans	1	1	0	0	0	2
Total	33	20	204	3	12	

Upcoming Notices

AIPI is highlighting the following Federal Register notices because they may feature important rule changes or key dates to acknowledge. Follow the linked notice title for more information.

Request for Information: Office of Head Start Tribal Programs

- The Office of Head Start (OHS) is seeking input on program effectiveness in serving Tribal communities, and effectiveness in recognizing Tribal Sovereignty. Comments will be accepted through September 16, 2024.

Solicitation of Nominations for Appointment to the Advisory Committee on Minority Veterans

- The Advisory Committee on Minority Veterans advises the Dept. of Veterans Affairs on its services to minority veterans. The committee is seeking nominations for upcoming vacancies. Individuals who are American Indian, Alaska Native and Native Hawaiian are eligible for nomination. Nominations must be submitted by 5 pm EST on June 15, 2024.

Notice of Availability of the Draft Resource Management Plan and Environmental Impact Statement for the Bears Ears National Monument in Utah

- The Bureau for Land Management (BLM) announces the availability of the Draft Resource Management Plan (RMP) and Environmental Impact Statement (EIS) for the Bears Ears National Monument. BLM is taking comments on RMP and EIS through June 11, 2024.

AIPI tracked the following Arizona State Legislation and executive actions over this quarter. These bills are ones that have a direct impact on Tribal Nations in Arizona. There were no relevant Executive Orders in this time period. Follow the linked bill title for more information.

AZ Bills

HB2534 - Native American tribes; TPT collection

This bill seeks to amend AZ tax law to include taxing considerations for consenting Indian Tribes. It also adds a new section establishing the requirements for Tribes to be considered as “consenting” under this section. Sponsored by Rep. Myron Tsosie (D-06).

HCR2035 - Marijuana; unincorporated areas; reservations; prohibition

This bill would forward a ballot initiative that would prohibit the state from issuing nonprofit medical marijuana dispensary registration certificates on parcels of unincorporated land within reservations. Sponsored by Rep. Mae Peshlakai (D-06).

HB2804 - Tribal Land Acknowledgement

This bill would require public schools, public universities, state parks, libraries, and other state buildings to consult with local Tribal nations to create and display a land acknowledgement plaque. The acknowledgement should recognize Tribal Nations as traditional stewards of the land on which the building sits. Sponsored by Rep. Mae Peshlakai (D-06).

HB2805 - Holiday; Indigenous Peoples' Day

This bill establishes Indigenous Peoples’ Day as one of the state’s enumerated holidays. It would take the place of Columbus Day that occurs on the second Monday in October. Sponsored by Rep. Mae Peshlakai (D-06).

Agriculture	Cannabis	Children /Family	Education	Government	Healthcare
<u>HB2679</u>	<u>HCR2035</u>	<u>HB2486</u>	<u>HB2360</u> <u>HB2039</u>	<u>HB2804</u> <u>HB2805</u>	<u>HB2317</u>
Land	Public Safety	Tax	Voting	Water	Infrastructure
<u>HB2376</u> <u>HCR2025</u>	<u>HB2479</u> <u>HB2508</u>	<u>HB2534</u>	<u>HB2351</u> <u>HB2405</u>	<u>HB2357</u> <u>HB2857</u>	<u>HB2412</u>



Prepared by :

EJ John, JD., Senior Research Analyst

Brooke Curleyhair, ME., Research Analyst

Design by:

**Beth Santistevan, MA., Policy & Communications
Coordinator**

ASU American Indian
Policy Institute
Arizona State University

Sandra Day O'Connor School of Law
111 E. Taylor Street
Phoenix, AZ 85004
api.asu.edu

