

114TH CONGRESS
2D SESSION

S. 3004

To make technical corrections to the Alaska Native Claims Settlement Act,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2016

Ms. MURKOWSKI (for herself and Mr. SULLIVAN) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

A BILL

To make technical corrections to the Alaska Native Claims
Settlement Act, 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 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Alaska Native Claims Settlement Improvement Act of
6 2016”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Ukpeagvik Inupiat Corporation sand and gravel resources.
- Sec. 4. Shishmaref easement.

- Sec. 5. Shee Atika Incorporated.
 Sec. 6. Admiralty Island National Monument land exchange.
 Sec. 7. CIRI land entitlement.
 Sec. 8. Canyon Village, Kaktovik, and Nagamut.
 Sec. 9. Alaska Native Corporation authorizations.
 Sec. 10. Unrecognized Southeast Alaska Native communities recognition and compensation.
 Sec. 11. Alaska Native veterans land allotment equity.
 Sec. 12. 13th Regional Corporation.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) SECRETARY.—The term “Secretary” means
 4 the Secretary of the Interior.

5 (2) STATE.—The term “State” means the State
 6 of Alaska.

7 **SEC. 3. UKPEAGVIK INUPIAT CORPORATION SAND AND**
 8 **GRAVEL RESOURCES.**

9 Section 3 of the Barrow Gas Field Transfer Act of
 10 1984 (Public Law 98–366; 98 Stat. 470) is amended—

11 (1) by striking “**SEC. 3.** The Secretary” and in-
 12 serting the following:

13 **“SEC. 3. CONVEYANCE TO UKPEAGVIK INUPIAT CORPORA-**
 14 **TION.**

15 “(a) IN GENERAL.—The Secretary”; and

16 (2) by adding at the end the following:

17 “(b) INCLUSIONS.—

18 “(1) IN GENERAL.—Subject to paragraph (2),
 19 the conveyance to UIC under subsection (a) shall in-
 20 clude all right, title, and interest held by the United
 21 States to sand and gravel deposits underlying the

1 surface estate owned by UIC within and contiguous
2 to the Barrow gas fields, in the areas depicted on
3 the map entitled ‘1984 Barrow Gas Field Transfer
4 Act’ and dated April 25, 2016 and more particularly
5 described as follows:

6 “(A) T. 21 N. R. 16 W., secs. 7, 17-18,
7 19-21, and 28-29.

8 “(B) T. 21 N. R. 17 W., secs. 1-2, and 11-
9 14.

10 “(C) T. 22 N., R. 18 W., secs. 4, 9, and
11 29-32.

12 “(D) T. 22 N. R. 19 W., secs. 25 and 36.

13 “(2) REQUIREMENTS.—

14 “(A) ROAD CONSTRUCTION.—In con-
15 structing roads to access any of the sand and
16 gravel deposits lying within the areas described
17 in paragraph (1), UIC shall continue to miti-
18 gate negative impacts on the nesting sites of
19 the Steller’s eider.

20 “(B) EXCAVATION.—In excavating any of
21 the sand and gravel deposits lying within the
22 areas described in paragraph (1), UIC shall not
23 blast or use explosives during the active nesting
24 season of the Steller’s eider.”.

1 **SEC. 4. SHISHMAREF EASEMENT.**

2 (a) IN GENERAL.—Subject to subsection (b), the Sec-
 3 retary shall grant the Shishmaref Native Corporation, a
 4 Corporation established under the Alaska Native Claims
 5 Settlement Act (43 U.S.C. 1601 et seq.), an easement of
 6 approximately 300 feet that crosses the Bering Land
 7 Bridge National Monument to permit a surface transpor-
 8 tation route between the Village of Shishmaref and the
 9 general area of Ear Mountain, Alaska.

10 (b) PROPOSED EASEMENT.—The easement described
 11 in subsection (a) shall be jointly proposed by the
 12 Shishmaref Native Corporation, the City of Shishmaref,
 13 and the Native Village of Shishmaref based on rec-
 14 ommendations made by the State.

15 (c) APPROVAL UNDER ANILCA.—The easement
 16 granted under this section shall be considered to meet all
 17 applicable requirements of title XI of the Alaska National
 18 Interest Lands Conservation Act (16 U.S.C. 3161 et seq.).

19 **SEC. 5. SHEE ATIKA INCORPORATED.**

20 (a) DEFINITIONS.—In this section:

21 (1) ACCOUNT.—The term “Account” means the
 22 Shee Atika Account established under subsection
 23 (d).

24 (2) AGENCY.—The term “agency” means—

25 (A) any department, agency, or other in-
 26 strumentality of the Federal Government; and

1 (B) any Government corporation (as de-
2 fined in section 9101 of title 31, United States
3 Code).

4 (3) AGREEMENT.—The term “Agreement”
5 means the agreement between Shee Atika and the
6 United States (including any amendment or supple-
7 ment to the agreement) under which the United
8 States has an option to reacquire the Cube Cove
9 Land.

10 (4) CUBE COVE LAND.—The term “Cube Cove
11 Land” means the approximately 23,000 acres of
12 surface estate land at Cube Cove, Admiralty Island,
13 Alaska, as described in Appendix A to the Agree-
14 ment.

15 (5) PROPERTY.—The term “property” has the
16 meaning given the term in section 12(b)(7)(vii) of
17 the Act of January 2, 1976 (43 U.S.C. 1611 note;
18 Public Law 94–204).

19 (6) SECRETARY.—The term “Secretary” means
20 the Secretary of Agriculture.

21 (7) SEGMENT.—The term “segment” means
22 any 1 of the 13 tracts of surface estate land identi-
23 fied in Appendix C to the Agreement.

24 (8) SHEE ATIKA.—The term “Shee Atika”
25 means Shee Atika Incorporated.

1 (b) AUTHORIZATION.—

2 (1) IN GENERAL.—All consideration, whether in
3 cash or in kind, received by Shee Atika under the
4 Agreement shall be treated for purposes of all Fed-
5 eral laws as if the consideration was, within the
6 meaning of section 21(c) of the Alaska Native
7 Claims Settlement Act (43 U.S.C. 1620(c)), the re-
8 ceipt of land or any interest in land pursuant to the
9 Alaska Native Claims Settlement Act (43 U.S.C.
10 1601 et seq.) or cash in order to equalize the values
11 of properties exchanged pursuant to section 22(f) of
12 the Alaska Native Claims Settlement Act (43 U.S.C.
13 1621(f)).

14 (2) EFFECT.—Nothing in the Agreement or
15 this section imposes any duty on Shee Atika not ex-
16 pressly set forth in the Agreement.

17 (c) OPTION TO RECEIVE CREDITS.—

18 (1) IN GENERAL.—

19 (A) CREDITS.—On election by Shee Atika
20 made in writing not later than the day before
21 the date on which a closing of any segment of
22 the Cube Cove Land is scheduled to occur, the
23 Secretary, in accordance with subsection (d),
24 may pay all or part of the amounts due to Shee
25 Atika under the Agreement on the closing date

1 in the form of credits that may be used by Shee
2 Atika to purchase property sold at public sale.

3 (B) CASH.—Amounts otherwise due to
4 Shee Atika for which Shee Atika has not made
5 the election described in subparagraph (A) shall
6 be paid to Shee Atika in cash.

7 (2) REQUIREMENT.—The Secretary shall make
8 a payment in the form described in paragraph (1)
9 without regard to whether Shee Atika has made any
10 other election under paragraph (1).

11 (3) CLOSING DATE.—Closing of any segment
12 for which Shee Atika has made an election under
13 paragraph (1) shall occur not later than 30 days
14 after the date on which the Secretary notifies Shee
15 Atika that the applicable credit is ready to be depos-
16 ited into the Account.

17 (d) ESTABLISHMENT OF ACCOUNT.—

18 (1) IN GENERAL.—Notwithstanding any other
19 provision of law, not later than 90 days after Shee
20 Atika first makes an election under subsection
21 (c)(1), the Secretary of the Treasury, in consultation
22 with the Secretary, shall establish an account in the
23 Treasury to be known as the “Shee Atika Account”.

1 (2) CREDITS INTO ACCOUNT.—The Secretary of
2 the Treasury, in consultation with the Secretary,
3 shall—

4 (A) deposit into the Account amounts
5 equal to any credit received under subsection
6 (c); and

7 (B) establish procedures under which Shee
8 Atika may—

9 (i) receive deposits into the Account;

10 (ii) make deposits from the Account
11 into escrow when an escrow is required for
12 the sale of any property;

13 (iii) reinstate to the Account any un-
14 used escrow deposits under clause (ii) if
15 the applicable sale is not completed; and

16 (iv) notwithstanding any other provi-
17 sion of law and on written notice to the
18 Secretary of the Treasury and the Sec-
19 retary, assign, without restriction, any or
20 all of the amounts in the Account.

21 (3) AVAILABILITY OF AMOUNTS.—The balance
22 of the Account shall—

23 (A) be immediately available to Shee Atika
24 for use in accordance with paragraph (4); and

25 (B) remain available until expended.

1 (4) USE OF FUNDS.—

2 (A) IN GENERAL.—Shee Atika may use
3 amounts in the Account to bid for, and pur-
4 chase, any property at any public sale by an
5 agency.

6 (B) REQUIREMENT.—In conducting a
7 transaction under subparagraph (A), an agency
8 shall accept any amount tendered from the Ac-
9 count in the same manner as if the amount
10 were tendered in cash.

11 (5) EFFECT.—Notwithstanding any other provi-
12 sion of law, any property purchased under para-
13 graph (4) shall be considered to be a conveyance
14 made under the Alaska Native Claims Settlement
15 Act (43 U.S.C. 1601 et seq.) on the date of enact-
16 ment of that Act.

17 **SEC. 6. ADMIRALTY ISLAND NATIONAL MONUMENT LAND**
18 **EXCHANGE.**

19 (a) DEFINITIONS.—In this section:

20 (1) SEALASKA.—The term “Sealaska” means
21 the Sealaska Corporation, a Regional Native Cor-
22 poration established under the Alaska Native Claims
23 Settlement Act (43 U.S.C. 1601 et seq.).

24 (2) SECRETARY.—The term “Secretary” means
25 the Secretary of Agriculture.

1 (b) LAND EXCHANGE.—If Sealaska relinquishes to
2 the United States all right, title, and interest in and to
3 the land described in subsection (c)(1), the Secretary, not
4 later than 90 days after the date of the relinquishment,
5 shall convey to Sealaska all right, title, and interest in and
6 to the land described in subsection (c)(2).

7 (c) LAND DESCRIBED.—

8 (1) SEALASKA LAND.—The land to be relin-
9 quished by Sealaska to the United States under sub-
10 section (b) is the subsurface estate to the approxi-
11 mately 23,000 acres of subsurface land depicted as
12 “Sealaska Lands to U.S. Forest Service” on the
13 map entitled “Sealaska Land Exchange—Sealaska
14 Admiralty Island National Monument Lands” and
15 dated March 10, 2016.

16 (2) FEDERAL LAND.—The Federal land to be
17 conveyed to Sealaska under subsection (b) is the
18 surface and subsurface estate to the approximately
19 8,872.5 acres of Federal land and the surface estate
20 to approximately 5,145 acres of Federal land de-
21 picted as “U.S. Forest Service Land to Sealaska” on
22 the map entitled “Sealaska Land Exchange—U.S.
23 Forest Service Lands” and dated March 10, 2016.

1 (d) WITHDRAWAL.—Subject to valid rights in exist-
2 ence on the date of enactment of this Act, the Federal
3 land described in subsection (c)(2) is withdrawn from—

4 (1) all forms of entry, appropriation, or disposal
5 under the public land laws;

6 (2) location, entry, and patent under the mining
7 laws; and

8 (3) disposition under all laws pertaining to min-
9 eral and geothermal leasing or mineral materials.

10 (e) MAPS.—The maps described in subsection (c)
11 shall be maintained on file in—

12 (1) the office of the Chief of the Forest Service;

13 (2) the office of the Secretary of the Interior;

14 and

15 (3) the Alaska Regional Office of the Forest
16 Service.

17 (f) EFFECT.—Notwithstanding any other provision of
18 law, the Federal land conveyed to Sealaska under sub-
19 section (b) shall be considered to be a conveyance made
20 under the Alaska Native Claims Settlement Act (43
21 U.S.C. 1601 et seq.) on the date of enactment of that Act.

22 **SEC. 7. CIRI LAND ENTITLEMENT.**

23 (a) DEFINITIONS.—In this section:

24 (1) ALASKA NATIVE CORPORATION; ANC.—The
25 terms “Alaska Native Corporation” and “ANC”

1 have the meaning given the term “Native Corpora-
2 tion” in section 3 of the Alaska Native Claims Set-
3 tlement Act (43 U.S.C. 1602).

4 (2) CIRI.—The term “CIRI” means Cook Inlet
5 Region, Inc.

6 (b) CONVEYANCE.—In order to allow CIRI to satisfy
7 the acreage of land to which CIRI is entitled under the
8 Alaska Native Claims Settlement Act (43 U.S.C. 1601 et
9 seq.), the Secretary shall convey to CIRI the acreage of
10 land selected by CIRI under subsections (c) and (d).

11 (c) SELECTION.—CIRI shall select from among the
12 following land, 43,000 acres, which is an acreage quantity
13 equivalent to the unsatisfied portion of the acreage of land
14 to which CIRI is entitled under the Alaska Native Claims
15 Settlement Act (43 U.S.C. 1601 et seq.):

16 (1) Land in the State located outside of the
17 boundaries of Cook Inlet Region—

18 (A) that was previously selected for con-
19 veyance by one or more other Alaska Native
20 Corporations; and

21 (B) the selection of which under subpara-
22 graph (A) was later withdrawn by those one or
23 more ANCs.

1 (2) Land in the State located outside of the
2 boundaries of Cook Inlet Region that is adjacent to
3 land owned by other ANCs.

4 (3) Land located within the boundaries of the
5 National Petroleum Reserve—Alaska.

6 (4) Land located within a unit of the National
7 Wildlife Refuge System in the State, except that no
8 land may be selected inside the Arctic National
9 Wildlife Refuge.

10 (5) Federal land in the State that is located
11 outside of the boundaries of any National Monument
12 or unit of the National Park System.

13 (6) Land selected under subsection (d).

14 (d) SELECTION OF EXCESS FEDERAL LAND.—

15 (1) IN GENERAL.—In accordance with para-
16 graph (2), CIRI shall have a right of notice and first
17 refusal to select land located within the region of
18 CIRI in the State that is identified by the Federal
19 Government as excess to the needs of the Federal
20 Government, except to the extent that right would
21 conflict with section 1425(b) of the Alaska National
22 Interest Lands Conservation Act (Public Law 96–
23 487; 94 Stat. 2515).

24 (2) REQUIREMENTS.—

1 (A) NOTICE.—Prior to any conveyance of
2 excess Federal land within the region of CIRI,
3 the Federal Government shall provide to CIRI
4 notice of the intent of the Federal Government
5 to convey that excess Federal land.

6 (B) DEADLINE.—Not later than 180 days
7 after the date on which the Federal Govern-
8 ment provides notice under subparagraph (A),
9 CIRI shall determine whether to acquire the ex-
10 cess Federal land.

11 (C) CONVEYANCE AND RELINQUISH-
12 MENT.—If CIRI chooses to acquire the excess
13 Federal land under subparagraph (B), on con-
14 veyance, CIRI shall relinquish the number of
15 acres from the unsatisfied portion of the acre-
16 age of land to which CIRI is entitled under the
17 Alaska Native Claims Settlement Act (43
18 U.S.C. 1601 et seq.) that is equal to—

19 (i) the fair market value per acre of
20 the excess Federal land to be conveyed; di-
21 vided by

22 (ii) the difference between—

23 (I) the value per acre of land de-
24 termined from the most recent census
25 of the National Agricultural Statistics

1 Service of the Department of Agri-
 2 culture of agricultural land values for
 3 the State, specifically by the statewide
 4 value of land in the State; and

5 (II) the value of land in the Ju-
 6 neau and Anchorage census areas
 7 used for Federal surplus property
 8 credits, adjusted for inflation.

9 **SEC. 8. CANYON VILLAGE, KAKTOVIK, AND NAGAMUT.**

10 Section 14(h) of the Alaska Native Claims Settlement
 11 Act (43 U.S.C. 1613(h)) is amended—

12 (1) in the matter preceding paragraph (1), by
 13 striking “and follows” and inserting “as follows”;

14 (2) by striking the semicolon at the end of each
 15 of paragraphs (2) through (5) and inserting a pe-
 16 riod;

17 (3) in paragraph (6), by striking “this Act;”
 18 and inserting “this Act.”;

19 (4) in paragraph (7), by striking “and (5);
 20 and” and inserting “(5), and (12).”;

21 (5) in paragraph (9), in the first sentence, by
 22 striking “or (5)” and inserting “(5), or (12)”;

23 (6) in paragraph (11), by striking “and (6)”
 24 and inserting “(6), and (12)”;

25 (7) by adding at the end the following:

1 “(12) CANYON VILLAGE, KAKTOVIK, AND
2 NAGAMUT.—

3 “(A) CANYON VILLAGE.—

4 “(i) CONVEYANCE.—

5 “(I) IN GENERAL.—The Sec-
6 retary shall convey to Kian Tr’ee Cor-
7 poration, for the Native Village of
8 Canyon Village, the surface estate in
9 the land selected by the Kian Tr’ee
10 Corporation under paragraph (2).

11 “(II) APPLICATION.—For pur-
12 poses of the conveyance under sub-
13 clause (I), sections 2650.2 and
14 2653.2(c) of title 43 of the Code of
15 Federal Regulations (or successor reg-
16 ulations) shall not apply.

17 “(ii) LIMITATION.—A conveyance
18 under clause (i)(I) shall not exceed 6,400
19 acres.

20 “(iii) SUBSURFACE ESTATE.—

21 “(I) IN GENERAL.—Unless
22 Doyon Limited elects to make a selec-
23 tion under subclause (II), the Sec-
24 retary shall convey to Doyon Limited

1 the subsurface estate to the land con-
2 veyed under clause (i).

3 “(II) ALTERNATE SELECTION.—
4 At the option of Doyon Limited, in-
5 stead of accepting the conveyance
6 under subclause (I)—

7 “(aa) Doyon Limited may
8 make a selection from existing
9 selections on land withdrawn pur-
10 suant to section 11(a)(3) that is
11 equal in acreage to the sub-
12 surface estate that would other-
13 wise be conveyed under subclause
14 (I); and

15 “(bb) the Secretary shall
16 convey to Doyon Limited the
17 subsurface estate selected under
18 item (aa).

19 “(B) KAKTOVIK.—Notwithstanding section
20 1302(h)(2) of the Alaska National Interest
21 Lands Conservation Act (16 U.S.C.
22 3192(h)(2)), on application by Kaktovik, the
23 Secretary shall withdraw and convey to
24 Kaktovik land within the National Wildlife Ref-
25 uge System selected by Kaktovik.

1 “(C) NAGAMUT.—

2 “(i) IN GENERAL.—On application by
3 Nagamut, the Secretary shall withdraw
4 and convey to Nagamut the land selected
5 in the application under clause (ii).

6 “(ii) LAND COVERED BY APPLICA-
7 TION.—Nagamut may select in the applica-
8 tion submitted under clause (i)—

9 “(I) land within the National
10 Wildlife Refuge System that covers
11 the original township or townships of
12 the Native Village or Native Group
13 under Federal ownership; or

14 “(II) land within the National
15 Wildlife Refuge System that is as
16 close to the original townships of the
17 Native Village or Native Group as
18 practicable.

19 “(iii) EFFECT.—A conveyance under
20 this subparagraph shall be such that the
21 conveyance satisfies the unsatisfied portion
22 of the acreage of the land to which
23 Nagamut is entitled under this Act.”.

24 **SEC. 9. ALASKA NATIVE CORPORATION AUTHORIZATIONS.**

25 (a) NATIONAL HISTORIC PRESERVATION.—

1 (1) IN GENERAL.—Section 300319 of title 54,
2 United States Code, is amended to read as follows:

3 **“§ 300319. Tribal and Native Corporation land**

4 “(a) IN GENERAL.—In this division, the term ‘tribal
5 and Native Corporation land’ means—

6 “(1) all land within the exterior boundaries of
7 any Indian reservation;

8 “(2) land held in trust by the Federal Govern-
9 ment for the benefit of an Indian tribe;

10 “(3) all dependent Indian communities; and

11 “(4) land held by a Native Corporation (as de-
12 fined in section 3 of the Alaska Native Claims Set-
13 tlement Act (43 U.S.C. 1602)).

14 “(b) EFFECT.—Nothing in this section validates, in-
15 validates, or otherwise affects any claim regarding the ex-
16 istence of Indian country (as defined in section 1151 of
17 title 18), in the State of Alaska.”.

18 (2) CONFORMING AMENDMENT.—Division A of
19 subtitle III of title 54, United States Code, is
20 amended by striking “tribal land” each place it ap-
21 pears and inserting “tribal and Native Corporation
22 land”.

23 (3) CLERICAL AMENDMENT.—The table of sec-
24 tions affected for title 54, United States Code, is

1 amended by striking the item relating to section
2 300319 and inserting the following:

“300319. Tribal and Native Corporation land.”.

3 (b) TRIBAL FOREST PROTECTION.—Section 2(a)(2)
4 of the Tribal Forest Protection Act of 2004 (25 U.S.C.
5 3115a(a)(2)) is amended—

6 (1) by striking subparagraph (A) and inserting
7 the following:

8 “(A)(i) is held in trust by, or with a re-
9 striction against alienation by, the United
10 States for an Indian tribe or a member of an
11 Indian tribe; or

12 “(ii) is owned by a Native Corporation (as
13 defined in section 3 of the Alaska Native
14 Claims Settlement Act (43 U.S.C. 1602));
15 and”; and

16 (2) in subparagraph (B)(i)—

17 (A) in subclause (I), by striking “or” at
18 the end; and

19 (B) by adding at the end the following:

20 “(III) is owned by an Alaska Native Cor-
21 poration established pursuant to the Alaska Na-
22 tive Claims Settlement Act (43 U.S.C. 1601 et
23 seq.) and is forest land or formerly had a forest
24 cover or vegetative cover that is capable of res-
25 toration; or”.

1 (c) NATIVE AMERICAN GRAVES PROTECTION AND
 2 REPATRIATION.—Section 2(7) of the Native American
 3 Graves Protection and Repatriation Act (25 U.S.C.
 4 3001(7)) is amended by striking “Alaska Native village”
 5 and inserting “Alaska Native village, Regional Corpora-
 6 tion, or Village Corporation”.

7 **SEC. 10. UNRECOGNIZED SOUTHEAST ALASKA NATIVE**
 8 **COMMUNITIES RECOGNITION AND COM-**
 9 **PENSATION.**

10 (a) PURPOSE.—The purpose of this section is to re-
 11 dress the omission of the southeastern Alaska commu-
 12 nities of Haines, Ketchikan, Petersburg, Tenakee, and
 13 Wrangell from eligibility by authorizing the Native people
 14 enrolled in the communities—

15 (1) to form Urban Corporations for the commu-
 16 nities under the Alaska Native Claims Settlement
 17 Act (43 U.S.C. 1601 et seq.); and

18 (2) to receive certain settlement land pursuant
 19 to that Act.

20 (b) ESTABLISHMENT OF ADDITIONAL NATIVE COR-
 21 PORATIONS.—Section 16 of the Alaska Native Claims Set-
 22 tlement Act (43 U.S.C. 1615) is amended by adding at
 23 the end the following:

24 “(e) NATIVE VILLAGES OF HAINES, KETCHIKAN, PE-
 25 TERSBURG, TENAKEE, AND WRANGELL, ALASKA.—

1 “(1) IN GENERAL.—The Native residents of
2 each of the Native Villages of Haines, Ketchikan,
3 Petersburg, Tenakee, and Wrangell, Alaska, may or-
4 ganize as Urban Corporations.

5 “(2) EFFECT ON ENTITLEMENT TO LAND.—
6 Nothing in this subsection affects any entitlement to
7 land of any Native Corporation established before
8 the date of enactment of this subsection pursuant to
9 this Act or any other provision of law.”.

10 (c) SHAREHOLDER ELIGIBILITY.—Section 8 of the
11 Alaska Native Claims Settlement Act (43 U.S.C. 1607)
12 is amended by adding at the end the following:

13 “(d) NATIVE VILLAGES OF HAINES, KETCHIKAN,
14 PETERSBURG, TENAKEE, AND WRANGELL.—

15 “(1) IN GENERAL.—The Secretary shall enroll
16 to each of the Urban Corporations for Haines,
17 Ketchikan, Petersburg, Tenakee, or Wrangell those
18 individual Natives who enrolled under this Act to the
19 Native Villages of Haines, Ketchikan, Petersburg,
20 Tenakee, or Wrangell, respectively.

21 “(2) NUMBER OF SHARES.—Each Native who
22 is enrolled to an Urban Corporation for Haines,
23 Ketchikan, Petersburg, Tenakee, or Wrangell pursu-
24 ant to paragraph (1) and who was enrolled as a
25 shareholders of the Regional Corporation for South-

1 east Alaska on or before March 30, 1973, shall re-
 2 ceive 100 shares of Settlement Common Stock in the
 3 respective Urban Corporation.

4 “(3) NATIVES RECEIVING SHARES THROUGH IN-
 5 HERITANCE.—If a Native received shares of stock in
 6 the Regional Corporation for Southeast Alaska
 7 through inheritance from a decedent Native who
 8 originally enrolled to the Native Village of Haines,
 9 Ketchikan, Petersburg, Tenakee, or Wrangell and
 10 the decedent Native was not a shareholder in a Vil-
 11 lage or Urban Corporation, the Native shall receive
 12 the identical number of shares of Settlement Com-
 13 mon Stock in the Urban Corporation for Haines,
 14 Ketchikan, Petersburg, Tenakee, or Wrangell as the
 15 number of shares inherited by that Native from the
 16 decedent Native who would have been eligible to be
 17 enrolled to the respective Urban Corporation.

18 “(4) EFFECT ON ENTITLEMENT TO LAND.—
 19 Nothing in this subsection affects entitlement to
 20 land of any Regional Corporation pursuant to sec-
 21 tion 12(b) or 14(h)(8).”.

22 (d) DISTRIBUTION RIGHTS.—Section 7 of the Alaska
 23 Native Claims Settlement Act (43 U.S.C. 1606) is amend-
 24 ed—

25 (1) in subsection (j)—

1 (A) by striking “(j) During” and inserting
2 the following:

3 “(j) DISTRIBUTION OF CORPORATE FUNDS AND
4 OTHER NET INCOME.—

5 “(1) IN GENERAL.—During”;

6 (B) by striking “Not less” and inserting
7 the following:

8 “(2) MINIMUM ALLOCATION.—Not less”;

9 (C) by striking “In the case” and inserting
10 the following:

11 “(3) THIRTEENTH REGIONAL CORPORATION.—
12 In the case”; and

13 (D) by adding at the end the following:

14 “(4) NATIVE VILLAGES OF HAINES, KETCH-
15 IKAN, PETERSBURG, TENAKEE, AND WRANGELL.—
16 Native members of the Native Villages of Haines,
17 Ketchikan, Petersburg, Tenakee, and Wrangell who
18 become shareholders in an Urban Corporation for
19 such a Native Village shall continue to be eligible to
20 receive distributions under this subsection as at-
21 large shareholders of the Regional Corporation for
22 Southeast Alaska.”; and

23 (2) by adding at the end the following:

24 “(s) EFFECT OF AMENDATORY ACT.—Section 12 of
25 the Alaska Native Claims Settlement Improvement Act of

1 2016 and the amendments made by that section shall not
2 affect—

3 “(1) the ratio for determination of revenue dis-
4 tribution among Native Corporations under this sec-
5 tion; or

6 “(2) the settlement agreement among Regional
7 Corporation or Village Corporations or other provi-
8 sions of subsection (i) or (j).”.

9 (e) COMPENSATION.—The Alaska Native Claims Set-
10 tlement Act (43 U.S.C. 1601 et seq.) is amended by add-
11 ing at the end the following:

12 **“SEC. 43. URBAN CORPORATIONS FOR HAINES, KETCHIKAN,**
13 **PETERSBURG, TENAKEE, AND WRANGELL.**

14 “(a) OFFER OF COMPENSATION.—

15 “(1) IN GENERAL.—On incorporation of the
16 Urban Corporations for Haines, Ketchikan, Peters-
17 burg, Tenakee, and Wrangell, the Secretary, in con-
18 sultation and coordination with the Secretary of
19 Commerce, and in consultation with representatives
20 of each such Urban Corporation and the Regional
21 Corporation for Southeast Alaska, shall offer as
22 compensation, pursuant to this Act, 1 township of
23 land (23,040 acres) to each of the Urban Corpora-
24 tions for Haines, Ketchikan, Petersburg, Tenakee,
25 and Wrangell, in accordance with this subsection.

1 “(2) LOCAL AREAS OF HISTORICAL, CULTURAL,
2 TRADITIONAL, AND ECONOMIC IMPORTANCE.—

3 “(A) IN GENERAL.—The Secretary shall
4 offer as compensation under this subsection
5 local areas of historical, cultural, traditional,
6 and economic importance to Alaska Natives
7 from the Villages of Haines, Ketchikan, Peters-
8 burg, Tenakee, or Wrangell.

9 “(B) SELECTION OF LAND.—In selecting
10 the land to be withdrawn and conveyed pursu-
11 ant to this section, the Secretary—

12 “(i) shall give preference to land with
13 commercial purposes;

14 “(ii) may include subsistence and cul-
15 tural sites, aquaculture sites, hydroelectric
16 sites, tideland, surplus Federal property
17 and eco-tourism sites; and

18 “(iii) shall not include land within a
19 conservation system unit (as defined in
20 section 102 of the Alaska National Interest
21 Lands Conservation Act (16 U.S.C.
22 3102)).

23 “(C) CONTIGUOUS, COMPACT SITES.—The
24 land selected pursuant to this section shall be

1 contiguous and reasonably compact tracts if
2 practicable.

3 “(D) VALID EXISTING RIGHTS.—The land
4 selected pursuant to this section shall be subject
5 to all valid existing rights and all other provi-
6 sions of section 14(g), including any lease, con-
7 tract, permit, right-of-way, or easement (includ-
8 ing a lease issued under section 6(g) of the Act
9 of July 7, 1958 (commonly known as the ‘Alas-
10 ka Statehood Act’) (48 U.S.C. note prec. 21;
11 Public Law 85–508)).

12 “(b) ACCEPTANCE OR REJECTION OF OFFER.—

13 “(1) IN GENERAL.—Not later than 1 year after
14 the date of the offer of compensation from the Sec-
15 retary under subsection (a), each of the Urban Cor-
16 porations for Haines, Ketchikan, Petersburg,
17 Tenakee, and Wrangell shall accept or reject the
18 offer.

19 “(2) RESOLUTION.—To accept or reject the
20 offer, each such Urban Corporation shall provide to
21 the Secretary a properly executed and certified cor-
22 porate resolution that states that the offer proposed
23 by the Secretary was voted on, and either approved
24 or rejected, by a majority of the shareholders of the
25 Urban Corporation.

1 “(3) REJECTION OF OFFER.—If the offer is re-
2 jected—

3 “(A) the Secretary, in consultation with
4 representatives of the Urban Corporation that
5 rejected the offer and the Regional Corporation
6 for Southeast Alaska, shall revise the offer; and

7 “(B) the Urban Corporation shall have an
8 additional 180 days within which to accept or
9 reject the revised offer.

10 “(c) WITHDRAWAL AND CONVEYANCE OF LAND AND
11 TITLE.—Not later than 180 days after receipt of a cor-
12 porate resolution of an Urban Corporation approving an
13 offer of the Secretary under subsection (b)(1), the Sec-
14 retary shall (as appropriate)—

15 “(1) withdraw the land;

16 “(2) convey to the Urban Corporation title to
17 the surface estate of the land; and

18 “(3) convey to the Regional Corporation for
19 Southeast Alaska title the subsurface estate for the
20 land.

21 “(d) CONVEYANCE OF ROADS, TRAILS, LOG TRANS-
22 FER FACILITIES, LEASES, AND APPURTENANCES.—The
23 Secretary shall, without consideration of compensation,
24 convey to the Urban Corporations of Haines, Ketchikan,
25 Petersburg, Tenakee, and Wrangell, by quitclaim deed or

1 patent, all right, title, and interest of the United States
 2 in all roads, trails, log transfer facilities, leases, and ap-
 3 purtenances on or related to the land conveyed to the Cor-
 4 porations pursuant to subsection (c).

5 “(e) SETTLEMENT TRUST.—

6 “(1) IN GENERAL.—The Urban Corporations of
 7 Haines, Ketchikan, Petersburg, Tenakee, and
 8 Wrangell may establish a settlement trust in accord-
 9 ance with section 39 for the purposes of promoting
 10 the health, education, and welfare of the trust bene-
 11 ficiaries, and preserving the Native heritage and cul-
 12 ture, of the communities of Haines, Ketchikan, Pe-
 13 tersburg, Tenakee, and Wrangell, respectively.

14 “(2) PROCEEDS AND INCOME.—The proceeds
 15 and income from the principal of a trust established
 16 under paragraph (1) shall—

17 “(A) first be applied to the support of
 18 those enrollees, and the descendants of the en-
 19 rollees, who are elders or minor children; and

20 “(B) then to the support of all other en-
 21 rollees.”.

22 **SEC. 11. ALASKA NATIVE VETERANS LAND ALLOTMENT EQ-**
 23 **UITY.**

24 (a) CLARIFICATION REGARDING OCCUPANCY OF NA-
 25 TIVE ALLOTMENTS IN NATIONAL FORESTS.—Section

1 18(a) of the Alaska Native Claims Settlement Act (43
2 U.S.C. 1617(a)) is amended—

3 (1) by striking “(a) No Native” and inserting
4 the following:

5 “(a) REVOCATION.—

6 “(1) IN GENERAL.—No Native”;

7 (2) in the second sentence, by striking “Fur-
8 ther, the” and inserting the following:

9 “(2) REPEAL.—The”;

10 (3) in the third sentence, by striking “Notwith-
11 standing the foregoing provisions of this section,
12 any” and inserting the following:

13 “(3) APPLICATIONS FOR ALLOTMENT.—

14 “(A) IN GENERAL.—Notwithstanding
15 paragraphs (1) and (2), any”; and

16 (4) in paragraph (3) (as designated by para-
17 graph (3)), by adding at the end the following:

18 “(B) CERTAIN APPLICATIONS AP-
19 PROVED.—Any allotment application pending
20 before the Department of the Interior on De-
21 cember 18, 1971, that was closed by the De-
22 partment pursuant to the civil action styled
23 ‘Shields v. United States’ (698 F.2d 987 (9th
24 Cir. 1983), cert. denied (104 S. Ct. 73 (1983)))

1 shall be reopened and considered to be approved
2 pursuant to this paragraph.”.

3 (b) OPEN SEASON FOR CERTAIN ALASKA NATIVE
4 VETERANS FOR ALLOTMENTS.—Section 41 of the Alaska
5 Native Claims Settlement Act (43 U.S.C. 1629g) is
6 amended—

7 (1) in subsection (a)—

8 (A) in the subsection heading, by striking
9 “IN GENERAL” and inserting “ALASKA NATIVE
10 VETERAN ALLOTMENTS”;

11 (B) by striking paragraphs (1) through (4)
12 and inserting the following:

13 “(1) ALLOTMENTS.—

14 “(A) ELIGIBLE RECIPIENTS.—Any person
15 described in paragraph (1) or (2) of subsection
16 (b) shall be eligible to receive an allotment
17 under the Act of May 17, 1906 (34 Stat. 197,
18 chapter 2469) (as in effect before December 18,
19 1971), of not more than 2 parcels of Federal
20 land, the total area of which shall not exceed
21 160 acres.

22 “(B) FILING DEADLINE.—An allotment
23 shall be filed for an eligible recipient not later
24 than 3 years after the date on which the Sec-
25 retary promulgates regulations pursuant to sec-

1 tion 13(e) of the Alaska Native Claims Settle-
2 ment Improvement Act of 2016.

3 “(2) LAND AVAILABLE FOR ALLOTMENTS.—

4 “(A) IN GENERAL.—Subject to subpara-
5 graph (C), an allotment under this section shall
6 be selected from land that is—

7 “(i)(I) vacant; and

8 “(II) owned by the United States;

9 “(ii) selected by, or conveyed to, the
10 State of Alaska, if the State voluntarily re-
11 linquishes or conveys to the United States
12 the land for the allotment; or

13 “(iii) selected by, or conveyed to, a
14 Native Corporation, if the Native Corpora-
15 tion voluntarily relinquishes or conveys to
16 the United States the land for the allot-
17 ment.

18 “(B) RELINQUISHMENT BY NATIVE COR-
19 PORATION.—If a Native Corporation relin-
20 quishes land under subparagraph (A)(iii), the
21 Native Corporation may select appropriate Fed-
22 eral land, as determined by the Secretary, the
23 area of which is equal to the area of the land
24 relinquished by the Native Corporation, to re-
25 place the relinquished land.

1 “(C) EXCLUSIONS.—An allotment under
2 this section shall not be selected from land that
3 is located within—

4 “(i) a right-of-way of the TransAlaska
5 Pipeline;

6 “(ii) an inner or outer corridor of
7 such a right-of-way; or

8 “(iii) a unit of the National Park Sys-
9 tem, a National Preserve, or a National
10 Monument.

11 “(3) ALTERNATIVE ALLOTMENTS.—A person
12 described in paragraph (1) or (2) of subsection (b)
13 who qualifies for an allotment under this section on
14 land described in paragraph (2)(C) may select an al-
15 ternative allotment from land that is—

16 “(A) located within the boundaries of land
17 described in paragraph (2)(C);

18 “(B)(i)(I) withdrawn under section
19 11(a)(1)(C); and

20 “(II) not selected, or relinquished after se-
21 lection, under section 11(a)(3);

22 “(ii) contiguous to an outer boundary of
23 land withdrawn under section 11(a)(1)(C); or

24 “(iii) vacant, unappropriated, and unre-
25 served; and

1 “(C) not a unit of the National Park Sys-
2 tem, a National Preserve, or a National Monu-
3 ment.”; and

4 (C) by redesignating paragraphs (5) and
5 (6) as paragraphs (4) and (5), respectively;
6 (2) in subsection (b)—

7 (A) in paragraph (1), by striking subpara-
8 graph (B) and inserting the following:

9 “(B) is a veteran who served during the period
10 beginning on August 5, 1964, and ending on May 7,
11 1975.”;

12 (B) by striking paragraph (2) and insert-
13 ing the following:

14 “(2) DECEASED INDIVIDUALS.—If an individual
15 who would otherwise have been eligible for an allot-
16 ment under this section dies before applying for an
17 allotment, an heir of the individual may apply for,
18 and receive, an allotment under this section, on be-
19 half of the estate of the individual.”; and

20 (C) in paragraph (3), by inserting before
21 the period at the end the following: “, other
22 than an heir who applies for, and receives, an
23 allotment on behalf of the estate of a deceased
24 individual under paragraph (2)”;

1 (3) by redesignating subsections (d) and (e) as
2 subsections (f) and (g), respectively; and

3 (4) by inserting after subsection (c) the fol-
4 lowing:

5 “(d) APPROVAL OF ALLOTMENTS.—

6 “(1) IN GENERAL.—Subject to any valid right
7 in existence on the date of enactment of the Alaska
8 Native Claims Settlement Improvement Act of 2016,
9 and except as provided in paragraph (3), not later
10 than December 31, 2020, the Secretary shall—

11 “(A) approve any application for an allot-
12 ment filed in accordance with subsection (a);
13 and

14 “(B) issue a certificate of allotment under
15 such terms, conditions, and restrictions as the
16 Secretary determines to be appropriate.

17 “(2) NOTIFICATION.—Not later than December
18 31, 2017, on receipt of an application for an allot-
19 ment under this section, the Secretary shall provide
20 to any person or entity that has an interest in land
21 described in subsection (a)(2) that is potentially ad-
22 verse to the interest of the applicant a notice of the
23 right of the person or entity, by not later than 90
24 days after the date of receipt of the notice—

1 “(A) to initiate a private contest of the al-
2 lotment; or

3 “(B) to file a protest against the allotment
4 in accordance with procedures established by
5 the Secretary.

6 “(3) ACTION BY SECRETARY.—If a private con-
7 test or protest relating to an application for an allot-
8 ment is initiated or filed under paragraph (2), the
9 Secretary shall not issue a certificate for the allot-
10 ment under paragraph (1)(B) until a final deter-
11 mination has been made with respect to the private
12 contest or protest.

13 “(e) RESELECTION.—A person that selected an allot-
14 ment under this section may withdraw that selection and
15 reselect land in accordance with this section after the date
16 of enactment of the Alaska Native Claims Settlement Im-
17 provement Act of 2016, if the land originally selected—

18 “(1) was selected before the date of enactment
19 of the Alaska Native Claims Settlement Improve-
20 ment Act of 2016; and

21 “(2) as of the date of enactment of that Act,
22 was not conveyed to the person.”.

23 “(c) REGULATIONS.—Not later than 1 year after the
24 date of enactment of this Act, the Secretary of the Interior

1 shall promulgate final regulations to carry out the amend-
2 ments made by this section.

3 **SEC. 12. 13TH REGIONAL CORPORATION.**

4 (a) DEFINITIONS.—In this section, the terms “Na-
5 tive” and “Regional Corporation” have the meanings
6 given those terms in section 3 of the Alaska Native Claims
7 Settlement Act (43 U.S.C. 1602).

8 (b) AUTHORIZATION.—A Regional Corporation for
9 Natives who are non-residents of Alaska may be estab-
10 lished for the thirteenth region in accordance with section
11 7(c) of the Alaska Native Claims Settlement Act (43
12 U.S.C. 1606(c)).

13 (c) MEETING.—

14 (1) IN GENERAL.—Subject to paragraph (2), as
15 soon as practicable after the date of enactment of
16 this Act, the Secretary shall convene a meeting of
17 the shareholders of the Regional Corporation estab-
18 lished pursuant to section 7(c) of the Alaska Native
19 Claims Settlement Act (43 U.S.C. 1606(c)) for the
20 purpose of the election of a board of directors.

21 (2) NOTICE REQUIREMENT.—In advance of the
22 meeting under paragraph (1), the Secretary shall
23 notify the roll of current shareholders of the Re-
24 gional Corporation (as determined under section
25 5(b) of the Alaska Native Claims Settlement Act (43

1 U.S.C. 1604(b)) of the time and place of the meet-
2 ing.

○