

112TH CONGRESS
1ST SESSION

H. R. 1408

To provide for the settlement of certain claims under the Alaska Native Claims Settlement Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 2011

Mr. YOUNG of Alaska (for himself, Mr. PIERLUISI, Mr. FALEOMAVAEGA, Mr. SABLAN, Ms. BORDALLO, Mr. BOREN, Mr. DENHAM, Mr. BENISHEK, Mr. LUJÁN, and Ms. HANABUSA introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for the settlement of certain claims under 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.**

4 This Act may be cited as the “Southeast Alaska Na-
5 tive Land Entitlement Finalization and Jobs Protection
6 Act”.

7 **SEC. 2. DEFINITIONS.**

8 In this Act:

1 (1) SEALASKA.—The term “Sealaska” means
2 the Sealaska Corporation, a Regional Native Cor-
3 poration created under the Alaska Native Claims
4 Settlement Act (43 U.S.C. 1601 et seq.).

5 (2) SECRETARY.—The term “Secretary” means
6 the Secretary of the Interior.

7 **SEC. 3. FINDINGS; PURPOSE.**

8 (a) FINDINGS.—Congress finds that—

9 (1)(A) in 1971, Congress enacted the Alaska
10 Native Claims Settlement Act (43 U.S.C. 1601 et
11 seq.) to recognize and settle the aboriginal claims of
12 Alaska Natives to land historically used by Alaska
13 Natives for traditional, cultural, and spiritual pur-
14 poses; and

15 (B) that Act declared that the land settlement
16 “should be accomplished rapidly, with certainty, in
17 conformity with the real economic and social needs
18 of Natives”;

19 (2) the Alaska Native Claims Settlement Act
20 (43 U.S.C. 1601 et seq.)—

21 (A) authorized the distribution of approxi-
22 mately \$1,000,000,000 and 44,000,000 acres of
23 land to Alaska Natives; and

24 (B) provided for the establishment of Na-
25 tive Corporations to receive and manage the

1 funds and that land to meet the cultural, social,
2 and economic needs of Native shareholders;

3 (3) under section 12 of the Alaska Native
4 Claims Settlement Act (43 U.S.C. 1611), each Re-
5 gional Corporation, other than Sealaska (the Re-
6 gional Corporation for southeast Alaska), was au-
7 thORIZED to receive a share of land based on the pro-
8 portion that the number of Alaska Native share-
9 holders residing in the region of the Regional Cor-
10 poration bore to the total number of Alaska Native
11 shareholders, or the relative size of the area to which
12 the Regional Corporation had an aboriginal land
13 claim bore to the size of the area to which all Re-
14 gional Corporations had aboriginal land claims;

15 (4)(A) Sealaska, the Regional Corporation for
16 southeast Alaska, 1 of the Regional Corporations
17 with the largest number of Alaska Native share-
18 holders, with more than 21 percent of all original
19 Alaska Native shareholders, received less than 1 per-
20 cent of the lands set aside for Alaska Natives, and
21 received no land under section 12 of the Alaska Na-
22 tive Claims Settlement Act (43 U.S.C. 1611);

23 (B) the Tlingit and Haida Indian Tribes of
24 Alaska was 1 of the entities representing the Alaska
25 Natives of southeast Alaska before the date of enact-

1 ment of the Alaska Native Claims Settlement Act
2 (43 U.S.C. 1601 et seq.); and

3 (C) Sealaska did not receive land in proportion
4 to the number of Alaska Native shareholders, or in
5 proportion to the size of the area to which Sealaska
6 had an aboriginal land claim, in part because of a
7 United States Court of Claims cash settlement to
8 the Tlingit and Haida Indian Tribes of Alaska in
9 1968 for land previously taken to create the Tongass
10 National Forest and Glacier Bay National Monu-
11 ment;

12 (5) the 1968 Court of Claims cash settlement
13 of \$7,500,000 did not—

14 (A) adequately compensate the Alaska Na-
15 tives of southeast Alaska for the significant
16 quantity of land and resources lost as a result
17 of the creation of the Tongass National Forest
18 and Glacier Bay National Monument or other
19 losses of land and resources; or

20 (B) justify the significant disparate treat-
21 ment of Sealaska under the Alaska Native
22 Claims Settlement Act (43 U.S.C. 1611) in
23 1971;

24 (6)(A) while each other Regional Corporation
25 received a significant quantity of land under sections

1 12 and 14 of the Alaska Native Claims Settlement
2 Act (43 U.S.C. 1611, 1613), Sealaska only received
3 land under section 14(h) of that Act (43 U.S.C.
4 1613(h));

5 (B) section 14(h) of the Alaska Native Claims
6 Settlement Act (43 U.S.C. 1613(h)) authorized the
7 Secretary to withdraw and convey 2,000,000-acres
8 of “unreserved and unappropriated” public lands in
9 Alaska from which Alaska Native selections could be
10 made for historic sites, cemetery sites, Urban Cor-
11 poration land, Native group land, and Native Allot-
12 ments;

13 (C) under section 14(h)(8) of the Alaska Native
14 Claims Settlement Act (43 U.S.C. 1613(h)(8)), after
15 selections are made under paragraphs (1) through
16 (7) of that section, the land remaining in the
17 2,000,000-acre land pool is allocated based on the
18 proportion that the original Alaska Native share-
19 holder population of a Regional Corporation bore to
20 the original Alaska Native shareholder population of
21 all Regional Corporations;

22 (D) the only Native land entitlement of
23 Sealaska derives from a proportion of leftover land
24 remaining from the 2,000,000-acre land pool, esti-

1 mated as of the date of enactment of this Act at ap-
2 proximately 1,700,000 acres;

3 (E) because at the time of enactment of the
4 Alaska Native Claims Settlement Act (43 U.S.C.
5 1601 et seq.) all public land in the Tongass National
6 Forest had been reserved for purposes of creating
7 the national forest, the Secretary was not able to
8 withdraw any public land in the Tongass National
9 Forest for selection by and conveyance to Sealaska;

10 (F) at the time of enactment of the Alaska Na-
11 tive Claims Settlement Act (43 U.S.C. 1601 et seq.)
12 other public lands in southeast Alaska not located in
13 the Tongass National Forest were not suitable for
14 selection by and conveyance to Sealaska because
15 such lands were located in Glacier Bay National
16 Monument, were included in a withdrawal effected
17 pursuant to section 17(d)(2) of that Act (43 U.S.C.
18 1616(d)(2)) and slated to become part of the
19 Wrangell-St. Elias National Park, or essentially con-
20 sisted of mountain tops;

21 (G) Sealaska in 1975 requested that Congress
22 amend the Alaska Native Claims Settlement Act (43
23 U.S.C. 1601 et seq.) to permit the Regional Cor-
24 poration to select lands inside of the withdrawal
25 areas established for southeast Alaska Native vil-

1 lages under section 16 of that Act (43 U.S.C. 1615);
2 and

3 (H) in 1976, Congress amended section 16 of
4 the Alaska Native Claims Settlement Act (43 U.S.C.
5 1615) to allow Sealaska to select lands under section
6 14(h)(8) of that Act (43 U.S.C. 1613(h)(8)) from
7 land located inside, rather than outside, the with-
8 drawal areas established for southeast Alaska Native
9 villages;

10 (7) the 10 Alaska Native village withdrawal
11 areas in southeast Alaska surround the Alaska Na-
12 tive communities of Yakutat, Hoonah, Angoon,
13 Kake, Kasaan, Klawock, Craig, Hydaburg, Klukwan,
14 and Saxman;

15 (8)(A) the existing conveyance requirements of
16 the Alaska Native Claims Settlement Act (43 U.S.C.
17 1601 et seq.) for southeast Alaska limit the land eli-
18 gible for conveyance to Sealaska to the original with-
19 drawal areas surrounding 10 Alaska Native villages
20 in southeast Alaska, which precludes Sealaska from
21 selecting land located—

22 (i) in any withdrawal area established for
23 the Urban Corporations for Sitka and Juneau,
24 Alaska; or

1 (ii) outside the 10 Alaska Native village
2 withdrawal areas; and

3 (B) unlike other Regional Corporations,
4 Sealaska is not authorized to request land located
5 outside the withdrawal areas described in subpara-
6 graph (A) if the withdrawal areas are insufficient to
7 complete the land entitlement of Sealaska under the
8 Alaska Native Claims Settlement Act (43 U.S.C.
9 1601 et seq.);

10 (9)(A) the deadline for applications for selection
11 of cemetery sites and historic places on land outside
12 withdrawal areas established under section 14 of the
13 Alaska Native Claims Settlement Act (43 U.S.C.
14 1613) was July 1, 1976;

15 (B)(i) as of that date, the Bureau of Land
16 Management notified Sealaska that the total entitle-
17 ment of Sealaska would be approximately 200,000
18 acres; and

19 (ii) Sealaska made entitlement allocation deci-
20 sions for cultural sites and economic development
21 sites based on that original estimate;

22 (C) as a result of the Alaska Land Transfer Ac-
23 celeration Act (Public Law 108–452; 118 Stat.
24 3575) and subsequent related determinations and
25 actions of the Bureau of Land Management, it be-

1 came clear within the last decade that Sealaska will
2 receive significantly more than 200,000 acres pursu-
3 ant to the Alaska Native Claims Settlement Act (43
4 U.S.C. 1601 et seq.);

5 (10) in light of the revised Bureau of Land
6 Management estimate of the total number of acres
7 that Sealaska will receive pursuant to the Alaska
8 Native Claims Settlement Act (43 U.S.C. 1601 et
9 seq.), and in consultation with Members of Alaska’s
10 congressional delegation, Sealaska and its share-
11 holders believe that it is appropriate to allocate more
12 of the entitlement of Sealaska to—

13 (A) the acquisition of places of sacred, cul-
14 tural, traditional, and historical significance;

15 (B) the acquisition of sites with traditional
16 and recreational use value and sites suitable for
17 renewable energy development; and

18 (C) the acquisition of lands that are not
19 within the watersheds of Native and non-Native
20 communities and are suitable economically and
21 environmentally for natural resource develop-
22 ment;

23 (11)(A) pursuant to section 11(a)(1) of the
24 Alaska Native Claims Settlement Act (43 U.S.C.
25 1610(a)(1)), Sealaska was not authorized to select

1 under section 14(h)(1) of that Act (43 U.S.C.
2 1613(h)(1)) any site within Glacier Bay National
3 Park, despite the abundance of cultural sites within
4 that Park;

5 (B) Sealaska seeks cooperative agreements to
6 ensure that cultural sites within Glacier Bay Na-
7 tional Park are subject to cooperative management
8 by Sealaska, Village and Urban Corporations, and
9 federally recognized tribes with ties to the cultural
10 sites and history of the Park; and

11 (C) Congress recognizes that there is an exist-
12 ing Memorandum of Understanding (MOU) between
13 the Park Service and the Hoonah Indian Associa-
14 tion, and does not intend to circumvent the MOU;
15 rather the intent is to ensure that this and similar
16 mechanisms for cooperative management in Glacier
17 Bay are required by law;

18 (12)(A) the cemetery sites and historic places
19 conveyed to Sealaska pursuant to section 14(h)(1) of
20 the Alaska Native Claims Settlement Act (43 U.S.C.
21 1613(h)(1)) are subject to a restrictive covenant not
22 required by the Alaska Native Claims Settlement
23 Act (43 U.S.C. 1601 et seq.) that hinders the ability
24 of Sealaska to use the sites for cultural, educational,
25 or research purposes for Alaska Natives and others;

1 (B) historic sites managed by the Forest Serv-
2 ice are not subject to the limitations referred to in
3 subparagraph (A); and

4 (C) Alaska Natives of southeast Alaska should
5 be permitted to use cemetery sites and historic
6 places in a manner that is—

7 (i) consistent with the sacred, cultural, tra-
8 ditional, or historic nature of the site; and

9 (ii) not inconsistent with the management
10 plans for adjacent public land;

11 (13) 44 percent (820,000 acres) of the 10 Alas-
12 ka Native village withdrawal areas established under
13 the Alaska Native Claims Settlement Act (43 U.S.C.
14 1601 et seq.) described in paragraphs (7) and (8)
15 are composed of salt water and not available for se-
16 lection;

17 (14) of land subject to the selection rights of
18 Sealaska, 110,000 acres are encumbered by guber-
19 natorial consent requirements under the Alaska Na-
20 tive Claims Settlement Act (43 U.S.C. 1601 et seq.);

21 (15) in each withdrawal area, there exist factors
22 that limit the ability of Sealaska to select sufficient
23 land, and, in particular, economically viable land, to
24 fulfill the land entitlement of Sealaska, including
25 factors such as—

1 (A) with respect to the Yakutat withdrawal
2 area—

3 (i) 46 percent of the area is salt
4 water;

5 (ii) 10 sections (6,400 acres) around
6 the Situk Lake were restricted from selec-
7 tion, with no consideration provided for the
8 restriction; and

9 (iii)(I) 70,000 acres are subject to a
10 gubernatorial consent requirement before
11 selection; and

12 (II) Sealaska received no consider-
13 ation with respect to the consent restric-
14 tion;

15 (B) with respect to the Hoonah withdrawal
16 area, 51 percent of the area is salt water;

17 (C) with respect to the Angoon withdrawal
18 area—

19 (i) 120,000 acres of the area is salt
20 water;

21 (ii) Sealaska received no consideration
22 regarding the prohibition on selecting land
23 from the 80,000 acres located within the
24 Admiralty Island National Monument; and

1 (iii)(I) the Village Corporation for
2 Angoon was allowed to select land located
3 outside the withdrawal area on Prince of
4 Wales Island, subject to the condition that
5 the Village Corporation shall not select
6 land located on Admiralty Island; but

7 (II) no alternative land adjacent to
8 the out-of-withdrawal land of the Village
9 Corporation was made available for selec-
10 tion by Sealaska;

11 (D) with respect to the Kake withdrawal
12 area—

13 (i) 64 percent of the area is salt
14 water; and

15 (ii) extensive timber harvesting by the
16 Forest Service occurred in the area before
17 1971 that significantly reduced the value
18 of land available for selection by, and con-
19 veyance to, Sealaska;

20 (E) with respect to the Kasaan withdrawal
21 area—

22 (i) 54 percent of the area is salt
23 water; and

24 (ii) the Forest Service previously har-
25 vested in the area;

1 (F) with respect to the Klawock with-
2 drawal area—

3 (i) the area consists of only 5 town-
4 ships, as compared to the usual withdrawal
5 area of 9 townships, because of the prox-
6 imity of the Klawock withdrawal area to
7 the Village of Craig, which reduces the se-
8 lection area by 92,160 acres; and

9 (ii) the Klawock and Craig withdrawal
10 areas are 35 percent salt water;

11 (G) with respect to the Craig withdrawal
12 area, the withdrawal area consists of only 6
13 townships, as compared to the usual withdrawal
14 area of 9 townships, because of the proximity of
15 the Craig withdrawal area to the Village of
16 Klawock, which reduces the selection area by
17 69,120 acres;

18 (H) with respect to the Hydaburg with-
19 drawal area—

20 (i) 36 percent of the area is salt
21 water; and

22 (ii) Sealaska received no consideration
23 under the Haida Land Exchange Act of
24 1986 (Public Law No. 99-664; 100 Stat.
25 4303) for relinquishing selection rights to

1 land within the withdrawal area that the
2 Haida Corporation exchanged to the For-
3 est Service;

4 (I) with respect to the Klukwan withdrawal
5 area—

6 (i) 27 percent of the area is salt
7 water; and

8 (ii) the withdrawal area is only 70,000
9 acres, as compared to the usual withdrawal
10 area of 207,360 acres, which reduces the
11 selection area by 137,360 acres; and

12 (J) with respect to the Saxman withdrawal
13 area—

14 (i) 29 percent of the area is salt
15 water;

16 (ii) Sealaska received no consideration
17 for the 50,576 acres within the withdrawal
18 area adjacent to the first-class city of
19 Ketchikan that were excluded from selec-
20 tion;

21 (iii) Sealaska received no consider-
22 ation with respect to the 1977 amendment
23 to the Alaska Native Claims Settlement
24 Act (43 U.S.C. 1601 et seq.) requiring gu-

1 bernatorial consent for selection of 58,000
2 acres in that area; and

3 (iv) 23,888 acres are located within
4 the Annette Island Indian Reservation for
5 the Metlakatla Indian Tribe and are not
6 available for selection;

7 (16) the selection limitations and guidelines ap-
8 plicable to Sealaska under the Alaska Native Claims
9 Settlement Act (43 U.S.C. 1601 et seq.)—

10 (A) are inequitable and inconsistent with
11 the purposes of that Act because there is insuf-
12 ficient land remaining in the withdrawal areas
13 to meet the traditional, cultural, and socio-
14 economic needs of the shareholders of Sealaska;
15 and

16 (B) make it difficult for Sealaska to se-
17 lect—

18 (i) places of sacred, cultural, tradi-
19 tional, and historical significance;

20 (ii) sites with traditional and recre-
21 ation use value and sites suitable for re-
22 newable energy development; and

23 (iii) lands that meet the real economic
24 needs of the shareholders of Sealaska;

1 (17) unless Sealaska is allowed to select land
2 outside designated withdrawal areas in southeast
3 Alaska, Sealaska will not be able to—

4 (A) complete the land entitlement selec-
5 tions of Sealaska under the Alaska Native
6 Claims Settlement Act (43 U.S.C. 1601 et seq.)
7 in a manner that meets the cultural, social, and
8 economic needs of Native shareholders;

9 (B) avoid land selections in watersheds
10 that are the exclusive drinking water supply for
11 regional communities, support world class salm-
12 on streams, have been identified as important
13 habitat, or would otherwise be managed by the
14 Forest Service as roadless and old growth forest
15 reserves;

16 (C) secure ownership of places of sacred,
17 cultural, traditional, and historical importance
18 to the Alaska Natives of southeast Alaska; and

19 (D) continue to support forestry jobs and
20 economic opportunities for Alaska Natives and
21 other residents of rural southeast Alaska;

22 (18)(A) the rate of unemployment in southeast
23 Alaska exceeds the statewide rate of unemployment
24 on a non-seasonally adjusted basis;

1 (B) in January 2011, the Alaska Department
2 of Labor and Workforce Development reported the
3 unemployment rate for the Prince of Wales—Outer
4 Ketchikan census area at approximately 16.2 per-
5 cent;

6 (C) in October 2007, the Alaska Department of
7 Labor and Workforce Development projected popu-
8 lation losses between 1996 and 2030 for the Prince
9 of Wales—Outer Ketchikan census area at 56.6 per-
10 cent;

11 (D) official unemployment rates severely under-
12 report the actual level of regional unemployment,
13 particularly in Native villages; and

14 (E) additional job losses will exacerbate out-
15 migration from Native and non-Native communities
16 in southeast Alaska;

17 (19) Sealaska has played, and is expected to
18 continue to play, a significant role in the health of
19 the southeast Alaska economy;

20 (20) despite the small land base of Sealaska as
21 compared to other Regional Corporations (less than
22 1 percent of the total quantity of land allocated pur-
23 suant to the Alaska Native Claims Settlement Act
24 (43 U.S.C. 1601 et seq.)), Sealaska has—

1 (A) provided considerable benefits to Alas-
2 ka Native shareholders;

3 (B) supported hundreds of jobs for Alaska
4 Native shareholders and non-shareholders in
5 southeast Alaska for more than 30 years; and

6 (C) been a significant economic force in
7 southeast Alaska;

8 (21) pursuant to the revenue sharing provisions
9 of section 7(i) of the Alaska Native Claims Settle-
10 ment Act (43 U.S.C. 1606(i)), Sealaska has distrib-
11 uted more than \$300,000,000 during the period be-
12 ginning on January 1, 1971, and ending on Decem-
13 ber 31, 2005, to Native Corporations throughout the
14 State of Alaska from the development of natural re-
15 sources, which accounts for 42 percent of the total
16 revenues shared under that section during that pe-
17 riod;

18 (22) resource development operations main-
19 tained by Sealaska—

20 (A) support hundreds of jobs in the south-
21 east Alaska region;

22 (B) make timber available to local and do-
23 mestic sawmills and other wood products busi-
24 nesses such as guitar manufacturers;

1 (C) support firewood programs for local
2 communities;

3 (D) support maintenance of roads utilized
4 by local communities for subsistence and recre-
5 ation uses;

6 (E) support development of new biomass
7 energy opportunities in southeast Alaska, re-
8 ducing dependence on high-cost diesel fuel for
9 the generation of energy;

10 (F) provide start-up capital for innovative
11 business models in southeast Alaska that create
12 new opportunities for non-timber economic de-
13 velopment in the region, including support for
14 renewable biomass initiatives, Alaska Native ar-
15 tisans, and rural mariculture farming; and

16 (G) support Native education and cultural
17 and language preservation activities;

18 (23) if the resource development operations of
19 Sealaska cease on land appropriate for those oper-
20 ations, there will be a significant negative impact
21 on—

22 (A) southeast Alaska Native shareholders;

23 (B) the cultural preservation activities of
24 Sealaska;

25 (C) the economy of southeast Alaska; and

1 (D) the Alaska Native community that
2 benefits from the revenue-sharing requirements
3 under the Alaska Native claims Settlement Act
4 (43 U.S.C. 1601 et seq.);

5 (24) it is critical that the remaining land enti-
6 tlement conveyances to Sealaska under the Alaska
7 Native Claims Settlement Act (43 U.S.C. 1601 et
8 seq.) are fulfilled to continue to meet the economic,
9 social, and cultural needs of the Alaska Native
10 shareholders of southeast Alaska and the Alaska Na-
11 tive community throughout Alaska;

12 (25) in order to realize cultural preservation
13 goals while also diversifying economic opportunities,
14 Sealaska should be authorized to select and receive
15 conveyance of—

16 (A) sacred, cultural, traditional, and his-
17 toric sites and other places of traditional cul-
18 tural significance, including traditional and cus-
19 tomary trade and migration routes, to facilitate
20 the perpetuation and preservation of Alaska
21 Native culture and history;

22 (B) other sites with traditional and recre-
23 ation use value and sites suitable for renewable
24 energy development to facilitate appropriate
25 tourism and outdoor recreation enterprises and

1 renewable energy development for rural south-
2 east Alaska communities; and

3 (C) lands that are suitable economically
4 and environmentally for natural resource devel-
5 opment;

6 (26) on completion of the conveyances of land
7 of Sealaska to fulfill the full land entitlement of
8 Sealaska under the Alaska Native Claims Settlement
9 Act (43 U.S.C. 1601 et seq.), the encumbrances on
10 327,000 acres of Federal land created by the with-
11 drawal of land for selection by Native Corporations
12 in southeast Alaska should be removed, which will
13 facilitate thorough and complete planning and effi-
14 cient management relating to national forest land in
15 southeast Alaska by the Forest Service;

16 (27) although the Tribal Forest Protection Act
17 (25 U.S.C. 3101 note; Public Law 108–278) defines
18 the term “Indian tribe” to include Indian tribes
19 under section 4 of the Indian Self-Determination
20 and Education Assistance Act (25 U.S.C. 450b), a
21 term which includes “any Alaska Native village or
22 regional or village corporation as defined in or estab-
23 lished pursuant to the Alaska Native Claims Settle-
24 ment Act . . .”, the Tribal Forest Protection Act
25 does not define the term “Indian forest land or

1 rangeland” to include lands owned by Alaska Native
2 Corporations, including Sealaska, which are the pri-
3 mary Indian forest land owners in Alaska, and
4 therefore, the Tribal Forest Protection Act should be
5 amended in a manner that will—

6 (A) permit Native Corporations, including
7 Sealaska, as Indian forest land owners in Alas-
8 ka, to work with the Secretary of Agriculture
9 under the Tribal Forest Protection Act to ad-
10 dress forest fire and insect infestation issues,
11 including the spread of the spruce bark beetle
12 in southeast and southcentral Alaska, which
13 threaten the health of the Native forestlands;
14 and

15 (B) ensure that Native Corporations, in-
16 cluding Sealaska, can participate in programs
17 administered by the Secretary of Agriculture
18 under the Tribal Forest Protection Act without
19 including Native Corporations under the defini-
20 tion in that Act of “Indian forest land or range-
21 land” or otherwise amending that Act in a
22 manner that validates, invalidates, or otherwise
23 affects any claim regarding the existence of In-
24 dian country in the State of Alaska;

1 (28) the National Historic Preservation Act (16
2 U.S.C. 470 et seq.) defines the term “Indian tribe”
3 to include any “Native village, Regional Corporation
4 or Village Corporation, as those terms are defined in
5 section 3 of the Alaska Native Claims Settlement
6 Act” but does not define the term “Tribal lands” to
7 include lands owned by Alaska Native Corporations,
8 thereby excluding from the National Historic Preser-
9 vation Act cemetery sites and historical places trans-
10 ferred to Native Corporations, including Sealaska,
11 pursuant to the Alaska Native Claims Settlement
12 Act, and therefore, the National Historic Preserva-
13 tion Act should be amended in a manner that will—

14 (A) permit Native Corporations, including
15 Sealaska, as owners of Indian cemetery sites
16 and historical places in Alaska, to work with
17 the Secretary of the Interior under the National
18 Historic Preservation Act to secure grants and
19 other support to manage their own historic sites
20 and programs pursuant to that Act; and

21 (B) ensure that Native Corporations, in-
22 cluding Sealaska, can participate in programs
23 administered by the Secretary of the Interior
24 under the National Historic Preservation Act
25 without including Native Corporations under

1 the definition in that Act of “Tribal lands” or
2 otherwise amending that Act in a manner that
3 validates, invalidates, or otherwise affects any
4 claim regarding the existence of Indian country
5 in the State of Alaska.

6 (b) PURPOSE.—The purpose of this Act is to address
7 the inequitable treatment of Sealaska by allowing Sealaska
8 to select the remaining land entitlement of Sealaska under
9 section 14 of the Alaska Native Claims Settlement Act (43
10 U.S.C. 1613) from designated Federal land in southeast
11 Alaska located outside the 10 southeast Alaska Native vil-
12 lage withdrawal areas in a manner that meets the cultural,
13 social, and economic needs of Native shareholders, includ-
14 ing the need to maintain jobs supported by Sealaska in
15 rural southeast Alaska communities.

16 **SEC. 4. SELECTIONS IN SOUTHEAST ALASKA.**

17 (a) SELECTION BY SEALASKA.—

18 (1) IN GENERAL.—Notwithstanding section
19 14(h)(8) of the Alaska Native Claims Settlement Act
20 (43 U.S.C. 1613(h)(8)), Sealaska is authorized to
21 select and receive conveyance of the remaining land
22 entitlement of Sealaska under that Act (43 U.S.C.
23 1601 et seq.) from Federal land located in southeast
24 Alaska from each category described in subsections
25 (b) and (c).

1 (2) TREATMENT OF LAND CONVEYED.—Land
2 conveyed pursuant to this Act are to be treated as
3 land conveyed pursuant to the Alaska Native Claims
4 Settlement Act (43 U.S.C. 1601 et seq.) subject to,
5 but not limited to—

6 (A) reservation of public easements across
7 land pursuant to section 17(b) of the Alaska
8 Native Claims Settlement Act (43 U.S.C.
9 1616(b));

10 (B) valid existing rights pursuant to sec-
11 tion 14(g) of the Alaska Native Claims Settle-
12 ment Act (43 U.S.C. 1613(g)); and

13 (C) the land bank protections of section
14 907(d) of the Alaska National Interest and
15 Lands Conservation Act (43 U.S.C. 1636(d)).

16 (3) NATIONAL PARK SERVICE.—The National
17 Park Service is authorized to enter into a coopera-
18 tive management agreement described in subsection
19 (e)(2) for the purpose, in part, of recognizing and
20 perpetuating the values of the National Park Serv-
21 ice, including those values associated with the
22 Tlingit homeland and culture, wilderness, and eco-
23 logical preservation.

24 (b) WITHDRAWAL OF LAND.—The following public
25 land is withdrawn, subject to valid existing rights, from

1 all forms of appropriation under public land laws, includ-
2 ing the mining and mineral leasing laws, and from selec-
3 tion under the Act of July 7, 1958 (commonly known as
4 the “Alaska Statehood Act”) (48 U.S.C. note prec. 21;
5 Public Law 85–508), and shall be available for selection
6 by and conveyance to Sealaska to complete the remaining
7 land entitlement of Sealaska under section 14(h)(8) of the
8 Alaska Native Claims Settlement Act (43 U.S.C.
9 1613(h)(8)):

10 (1) Land identified on the maps dated Feb-
11 ruary 1, 2011, and labeled “Attachment A (Maps 1
12 through 8)”.

13 (2) Sites with traditional and recreational use
14 value, as identified on the map entitled “Sites with
15 Traditional and Recreational Use Value”, dated
16 February 1, 2011, and labeled “Attachment D”,
17 subject to the condition that not more than 5,000
18 acres shall be selected for those purposes.

19 (3) Sites identified on the map entitled “Tradi-
20 tional and Customary Trade and Migration Routes”,
21 dated February 1, 2011, and labeled “Attachment
22 C”, which includes an identification of—

23 (A) a conveyance of land 25 feet in width,
24 together with 1-acre sites at each terminus and
25 at 8 locations along the route, with the route,

1 location, and boundaries of the conveyance de-
2 scribed on the map inset entitled “Yakutat to
3 Dry Bay Trade and Migration Route” on the
4 map entitled “Traditional and Customary
5 Trade and Migration Routes”, dated February
6 1, 2011, and labeled “Attachment C”;

7 (B) a conveyance of land 25 feet in width,
8 together with 1-acre sites at each terminus,
9 with the route, location, and boundaries of the
10 conveyance described on the map inset entitled
11 “Bay of Pillars to Port Camden Trade and Mi-
12 gration Route” on the map entitled “Tradi-
13 tional and Customary Trade and Migration
14 Routes”, dated February 1, 2011, and labeled
15 “Attachment C”; and

16 (C) a conveyance of land 25 feet in width,
17 together with 1-acre sites at each terminus,
18 with the route, location, and boundaries of the
19 conveyance described on the map inset entitled
20 “Portage Bay to Duncan Canal Trade and Mi-
21 gration Route” on the map entitled “Tradi-
22 tional and Customary Trade and Migration
23 Routes”, dated February 1, 2011, and labeled
24 “Attachment C”.

1 (c) SITES WITH SACRED, CULTURAL, TRADITIONAL,
2 OR HISTORIC SIGNIFICANCE.—Subject to the criteria and
3 procedures applicable to land selected pursuant to section
4 14(h)(1) of the Alaska Native Claims Settlement Act (43
5 U.S.C. 1613(h)(1)) and set forth in the regulations pro-
6 mulgated at section 2653.5 of title 43, Code of Federal
7 Regulations (as in effect on the date of enactment of this
8 Act), except as otherwise provided in this Act—

9 (1) Sealaska shall have a right to identify up to
10 3,600 acres of sites with sacred, cultural, traditional,
11 or historic significance, including archeological sites,
12 cultural landscapes, and natural features having cul-
13 tural significance; and

14 (2) on identification of the land by Sealaska
15 under paragraph (1), the identified land shall be—

16 (A) withdrawn, subject to valid existing
17 rights, from all forms of appropriation under
18 public land laws, including the mining and min-
19 eral leasing laws, and from selection under the
20 Act of July 7, 1958 (commonly known as the
21 “Alaska Statehood Act”) (48 U.S.C. note prec.
22 21; Public Law 85–508); and

23 (B) available for selection by and convey-
24 ance to Sealaska to complete the remaining
25 land entitlement of Sealaska under section

1 14(h)(8) of the Alaska Native Claims Settle-
2 ment Act (43 U.S.C. 1613(h)(8)) subject to the
3 conditions that—

4 (i) no sites with sacred, cultural, tra-
5 ditional, or historic significance may be se-
6 lected from within a unit of the National
7 Park System; and

8 (ii) beginning on the date that is 15
9 years after the date of enactment of this
10 Act, Sealaska shall be limited to identi-
11 fying not more than 360 acres of sites with
12 sacred, cultural, traditional, or historic sig-
13 nificance under this subsection.

14 (d) FOREST DEVELOPMENT ROADS.—Sealaska shall
15 receive from the United States, subject to such reasonable
16 terms and conditions as the Forest Service may impose,
17 nonexclusive easements to Sealaska to allow—

18 (1) access on the forest development road and
19 use of the log transfer site identified in paragraphs
20 (3)(b), (3)(c) and (3)(d) of the patent numbered 50–
21 85–0112 and dated January 4, 1985;

22 (2) access on the forest development road iden-
23 tified in paragraphs (2)(a) and (2)(b) of the patent
24 numbered 50–92–0203 and dated February 24,
25 1992;

1 (3) access on the forest development road iden-
2 tified in paragraph (2)(a) of the patent numbered
3 50–94–0046 and dated December 17, 1993;

4 (4) access on the forest development roads and
5 use of the log transfer facilities identified on the
6 maps dated February 1, 2011, and labeled “Attach-
7 ment A (Maps 1 through 8)”;

8 (5) a reservation of a right to construct a new
9 road to connect to existing forest development roads
10 as generally identified on the maps identified in
11 paragraph (4); and

12 (6) access to and reservation of a right to con-
13 struct a new log transfer facility and log storage
14 area at the location identified on the maps identified
15 in paragraph (4).

16 (e) COOPERATIVE MANAGEMENT OF SITES IN GLA-
17 CIER BAY NATIONAL PARK.—

18 (1) IN GENERAL.—The Director of the National
19 Park Service shall offer to enter into a cooperative
20 management agreement with Sealaska, other Village
21 Corporations and Urban Corporations, and federally
22 recognized Indian tribes with cultural and historical
23 ties to Glacier Bay National Park, in accordance
24 with the requirements of paragraph (2).

1 (2) REQUIREMENTS.—A cooperative manage-
2 ment agreement under this paragraph shall—

3 (A) recognize the contributions of the Alas-
4 ka Natives of southeast Alaska to the history,
5 culture, and ecology of Glacier Bay National
6 Park and the surrounding area; and

7 (B) ensure that the Alaska Native sacred
8 and cultural sites located in Glacier Bay Na-
9 tional Park and identified on the map entitled
10 “Places of Sacred, Cultural, Traditional and
11 Historic Significance”, dated February 1, 2011,
12 and labeled “Attachment B”, are protected and
13 enhanced by cooperative activities and partner-
14 ships among federally recognized Indian tribes,
15 Village Corporations and Urban Corporations,
16 Sealaska, and the National Park Service.

17 (3) REPORT.—Not later than 2 years after the
18 date of enactment of this Act, the Director of the
19 National Park Service shall submit to Congress a re-
20 port describing each activity for cooperative manage-
21 ment of each site described in paragraph (2) and
22 carried out under a cooperative management agree-
23 ment under this subsection.

24 **SEC. 5. CONVEYANCES TO SEALASKA.**

25 (a) TIMELINE FOR CONVEYANCE.—

1 (1) IN GENERAL.—Subject to paragraphs (2),
2 (3), and (4), the Secretary shall work with Sealaska
3 to develop a mutually agreeable schedule to complete
4 the conveyance of land to Sealaska under this Act.

5 (2) FINAL PRIORITIES.—Consistent with the
6 provisions of section 403 of the Alaska Land Trans-
7 fer Acceleration Act (43 U.S.C. 1611 note; Public
8 Law 108–452), not later than 18 months after the
9 date of enactment of this Act, Sealaska shall submit
10 to the Secretary the final, irrevocable priorities for
11 selection of land withdrawn under section 4(b)(1).

12 (3) SUBSTANTIAL COMPLETION REQUIRED.—
13 Not later than two years after the date of selection
14 by Sealaska of land withdrawn under section
15 4(b)(1), the Secretary shall substantially complete
16 the conveyance of the land to Sealaska under this
17 Act.

18 (4) EFFECT.—Nothing in this Act shall inter-
19 fere with or cause any delay in the duty of the Sec-
20 retary to convey land to the State of Alaska under
21 section 6 of the Act of July 7, 1958 (commonly
22 known as the “Alaska Statehood Act”) (48 U.S.C.
23 note prec. 21; Public Law 85–508).

24 (b) EXPIRATION OF WITHDRAWALS.—On completion
25 of the selection by Sealaska and the conveyances to

1 Sealaska of land under subsection (a) in a manner that
2 is sufficient to fulfill the land entitlement of Sealaska
3 under section 14(h)(8) of the Alaska Native Claims Settle-
4 ment Act (43 U.S.C. 1613(h)(8))—

5 (1) the right of Sealaska to receive any land
6 under that Act from within a withdrawal area estab-
7 lished under subsections (a) and (d) of section 16 of
8 that Act shall be terminated;

9 (2) the withdrawal areas set aside for selection
10 by Native Corporations in southeast Alaska under
11 subsections (a) and (d) of section 16 of that Act
12 shall be rescinded; and

13 (3) land located within a withdrawal area that
14 is not conveyed to Sealaska or to a southeast Alaska
15 Village Corporation or Urban Corporation shall be
16 returned to the unencumbered management of the
17 Forest Service as part of the Tongass National For-
18 est.

19 (c) LIMITATION.—Sealaska shall not select or receive
20 under this Act any conveyance of land pursuant to para-
21 graphs (1) or (2) of section 4(b) located within—

22 (1) any conservation system unit;

23 (2) any federally designated wilderness area; or

24 (3) any Land Use Designation I or II area.

1 (d) APPLICABLE EASEMENTS AND PUBLIC AC-
2 CESS.—

3 (1) IN GENERAL.—The conveyance to Sealaska
4 of land withdrawn pursuant to paragraphs (1) and
5 (3) of section 4(b) that are located outside a with-
6 drawal area designated under section 16(a) of the
7 Alaska Native Claims Settlement Act (43 U.S.C.
8 1615(a)) shall be subject to—

9 (A) a reservation for easements for public
10 access on the public roads depicted on the maps
11 dated February 1, 2011, and labeled “Attach-
12 ment A (Maps 1 through 8)”;

13 (B) a reservation for easements along the
14 temporary roads designated by the Forest Serv-
15 ice as of the date of the enactment of this Act
16 for the public access trails depicted on the maps
17 described in subparagraph (A); and

18 (C) the right of noncommercial public ac-
19 cess for subsistence uses, consistent with title
20 VIII of the Alaska National Interest Lands
21 Conservation Act (16 U.S.C. 3111 et seq.), and
22 recreational access, without liability to
23 Sealaska, subject to—

24 (i) the right of Sealaska to regulate
25 access to ensure public safety, to protect

1 cultural or scientific resources, and to pro-
2 vide environmental protection; and

3 (ii) the condition that Sealaska shall
4 post on any applicable property, in accord-
5 ance with State law, notices of the condi-
6 tions on use.

7 (2) SACRED, CULTURAL, TRADITIONAL AND
8 HISTORIC SITES.—The conveyance to Sealaska of
9 land withdrawn pursuant to section 4(c) that is lo-
10 cated outside of a withdrawal area designated under
11 section 16(a) of the Alaska Native Claims Settle-
12 ment Act (43 U.S.C. 1615(a)) shall be subject to—

13 (A) the right of public access across the
14 conveyances where no reasonable alternative ac-
15 cess around the land is available without liabil-
16 ity to Sealaska; and

17 (B) the right of Sealaska to regulate ac-
18 cess across the conveyances to ensure public
19 safety, to protect cultural or scientific re-
20 sources, to provide environmental protection, or
21 to prohibit activities incompatible with the use
22 and enjoyment of the land by Sealaska, subject
23 to the condition that Sealaska shall post on any
24 applicable property, in accordance with State
25 law, notices of any such condition.

1 (3) TRADITIONAL AND CUSTOMARY TRADE AND
2 MIGRATION ROUTES.—The conveyance to Sealaska
3 of land withdrawn pursuant to section 4(b)(3) that
4 is located outside of a withdrawal area designated
5 under section 16(a) of the Alaska Native Claims
6 Settlement Act (43 U.S.C. 1615(a)) shall be subject
7 to a requirement that Sealaska provide public access
8 across such linear conveyances if an adjacent land-
9 owner or the public has a legal right to use the adja-
10 cent private or public land.

11 (4) CERTAIN NATIVE SITES.—The conveyance
12 to Sealaska of land withdrawn pursuant to section
13 4(b)(2) that is located outside of a withdrawal area
14 designated under section 16(a) of the Alaska Native
15 Claims Settlement Act (43 U.S.C. 1615(a)) shall be
16 subject to—

17 (A) the right of public access across the
18 land without liability to Sealaska; and

19 (B) the condition that public access across
20 the land would not be unreasonably restricted
21 or impaired.

22 (5) EFFECT.—No right of access provided to
23 any individual or entity (other than Sealaska) by
24 this subsection—

1 (A) creates any interest, other than an in-
2 terest retained by the United States, of such an
3 individual or entity in the land conveyed to
4 Sealaska in excess of that right of access; or

5 (B) provides standing in any review of, or
6 challenge to, any determination by Sealaska
7 with respect to the management or development
8 of the applicable land.

9 (e) CONDITIONS ON SACRED, CULTURAL, AND HIS-
10 TORIC SITES AND TRADITIONAL AND CUSTOMARY TRADE
11 AND MIGRATION ROUTES.—The conveyance to Sealaska
12 of land withdrawn pursuant to sections 4(b)(3) and 4(c)—

13 (1) shall be subject to a covenant prohibiting
14 any commercial timber harvest or mineral develop-
15 ment on the land;

16 (2) shall allow use of the land as described in
17 subsection (f); and

18 (3) shall not be subject to any additional re-
19 strictive covenant based on cultural or historic val-
20 ues, or any other restriction, encumbrance, or ease-
21 ment, except as provided in sections 14(g) and 17(b)
22 of the Alaska Native Claims Settlement Act (43
23 U.S.C. 1613(g), 1616(b)).

24 (f) USES OF SACRED, CULTURAL, TRADITIONAL,
25 AND HISTORIC SITES AND TRADITIONAL AND CUSTOMARY

1 TRADE AND MIGRATION ROUTES.—Any land conveyed to
2 Sealaska from land withdrawn pursuant to sections
3 4(b)(3) and 4(c) may be used for—

4 (1) preservation of cultural knowledge and tra-
5 ditions associated with the site;

6 (2) historical, cultural, and scientific research
7 and education;

8 (3) public interpretation and education regard-
9 ing the cultural significance of the site to Alaska
10 Natives;

11 (4) protection and management of the site to
12 preserve the natural and cultural features of the
13 site, including cultural traditions, values, songs, sto-
14 ries, names, crests, and clan usage, for the benefit
15 of future generations; and

16 (5) site improvement activities for any purpose
17 described in paragraphs (1) through (4), subject to
18 the condition that the activities—

19 (A) are consistent with the sacred, cul-
20 tural, traditional, or historic nature of the site;
21 and

22 (B) are not inconsistent with the manage-
23 ment plans for adjacent public land.

24 (g) TERMINATION OF RESTRICTIVE COVENANTS.—

1 (1) IN GENERAL.—Each restrictive covenant re-
2 garding cultural or historical values with respect to
3 any interim conveyance or patent for a historic or
4 cemetery site issued to Sealaska pursuant to the
5 Federal regulations contained in sections 2653.5(a)
6 and 2653.11 of title 43, Code of Federal Regula-
7 tions (as in effect on the date of enactment of this
8 Act), in accordance with section 14(h)(1) of the
9 Alaska Native Claims Settlement Act (43 U.S.C.
10 1613(h)(1)), terminates as a matter of law on the
11 date of enactment of this Act.

12 (2) REMAINING CONDITIONS.—Land subject to
13 a covenant described in paragraph (1) on the day
14 before the date of enactment of this Act shall be
15 subject to the conditions described in subsection (e).

16 (3) RECORDS.—Sealaska shall be responsible
17 for recording with the land title recorders office of
18 the State of Alaska any modification to an existing
19 conveyance of land under section 14(h)(1) of the
20 Alaska Native Claims Settlement Act (43 U.S.C.
21 1613(h)(1)) as a result of this Act.

22 (h) CONDITIONS ON CERTAIN NATIVE SITES.—Each
23 conveyance of land to Sealaska from land withdrawn pur-
24 suant to section 4(b)(2) shall be subject to a covenant pro-

1 hibiting any commercial timber harvest or mineral devel-
2 opment.

3 (i) ESCROW FUNDS FOR WITHDRAWN LAND.—On
4 the withdrawal by this Act of land identified for selection
5 by Sealaska, the escrow requirements of section 2 of Pub-
6 lic Law 94–204 (43 U.S.C. 1613 note), shall thereafter
7 apply to the withdrawn land.

8 (j) GUIDING AND OUTFITTING SPECIAL USE PER-
9 MITS OR AUTHORIZATIONS.—

10 (1) IN GENERAL.—Consistent with the provi-
11 sions of section 14(g) of the Alaska Native Claims
12 Settlement Act (43 U.S.C. 1613(g)), except as modi-
13 fied herein, on land conveyed to Sealaska from land
14 withdrawn pursuant to sections 4(b)(1) and 4(b)(2),
15 an existing holder of a guiding or outfitting special
16 use permit or authorization issued by the Forest
17 Service shall be entitled to its rights and privileges
18 on the land for the remaining term of the permit, as
19 of the date of conveyance to Sealaska, and for 1
20 subsequent 10-year renewal of the permit, subject to
21 the condition that the rights shall be considered a
22 valid existing right reserved pursuant to section
23 14(g) of the Alaska Native Claims Settlement Act
24 (43 U.S.C. 1613(g)), and shall be managed accord-
25 ingly.

1 (2) NOTICE OF COMMERCIAL ACTIVITIES.—
2 Sealaska, with respect to the holder of a guiding or
3 outfitting special use permit or authorization under
4 this subsection, and a permit holder referenced in
5 this subsection, with respect to Sealaska, shall have
6 an obligation to inform the other party of their re-
7 spective commercial activities before engaging in the
8 activities on land, which has been conveyed to
9 Sealaska under this Act, subject to the permit or au-
10 thorization.

11 (3) NEGOTIATION OF NEW TERMS.—Nothing in
12 this subsection precludes Sealaska and a permit
13 holder under this subsection from negotiating new
14 mutually agreeable permit terms that supersede the
15 requirements of—

16 (A) this subsection;

17 (B) section 14(g) of the Alaska Native
18 Claims Settlement Act (43 U.S.C. 1613(g)); or

19 (C) any deed covenant.

20 (4) LIABILITY.—Sealaska shall bear no liability
21 regarding use and occupancy pursuant to special use
22 permits or authorizations on land selected or con-
23 veyed pursuant to this Act.

1 **SEC. 6. MISCELLANEOUS.**

2 (a) STATUS OF CONVEYED LAND.—Each conveyance
3 of Federal land to Sealaska pursuant to this Act, and each
4 Federal action carried out to achieve the purpose of this
5 Act, shall be considered to be conveyed or acted on, as
6 applicable, pursuant to the Alaska Native Claims Settle-
7 ment Act (43 U.S.C. 1601 et seq.).

8 (b) ENVIRONMENTAL MITIGATION AND INCEN-
9 TIVES.—Notwithstanding subsection (e) and (h) of section
10 5, all land conveyed to Sealaska pursuant to the Alaska
11 Native Claims Settlement Act (43 U.S.C. 1601 et seq.)
12 and this Act shall be considered to be qualified to receive
13 or participate in, as applicable—

14 (1) any federally authorized carbon sequestra-
15 tion program, ecological services program, or envi-
16 ronmental mitigation credit; and

17 (2) any other federally authorized environ-
18 mental incentive credit or program.

19 (c) NO MATERIAL EFFECT ON FOREST PLAN.—

20 (1) IN GENERAL.—Except as required by para-
21 graph (2), implementation of this Act, including the
22 conveyance of land to Sealaska, alone or in combina-
23 tion with any other factor, shall not require an
24 amendment of, or revision to, the Tongass National
25 Forest Land and Resources Management Plan be-

1 fore the first revision of that Plan scheduled to
2 occur after the date of enactment of this Act.

3 (2) BOUNDARY ADJUSTMENTS.—The Secretary
4 of Agriculture shall implement any land ownership
5 boundary adjustments to the Tongass National For-
6 est Land and Resources Management Plan resulting
7 from the implementation of this Act through a tech-
8 nical amendment to that Plan.

9 (d) TECHNICAL CORRECTIONS.—

10 (1) TRIBAL FOREST PROTECTION.—Section 2 of
11 the Tribal Forest Protection Act of 2004, 25 U.S.C.
12 3115a, is amended by adding a new subsection (h):

13 “(h)(1) Land owned by an Alaska Native Corporation
14 pursuant to the Alaska Native Claims Settlement Act (43
15 U.S.C. 1601 et seq.) that is forest land or formerly had
16 a forest cover or vegetative cover that is capable of res-
17 toration shall be eligible for agreements and contracts au-
18 thorized under this Act and administered by the Secretary.

19 “(2) Nothing in this subsection validates, invalidates,
20 or otherwise affects any claim regarding the existence of
21 Indian country (as defined in section 1151 of title 18,
22 United States Code) in the State of Alaska.”.

23 (2) NATIONAL HISTORIC PRESERVATION.—Sec-
24 tion 101(d) of the National Historic Preservation

1 Act, 16 U.S.C. 470a(d), is amended by adding a new
2 paragraph (7):

3 “(7)(A) Notwithstanding any other provision of
4 law, an Alaska Native tribe, band, nation or other
5 organized group or community, including a Native
6 village, Regional Corporation, or Village Corpora-
7 tion, shall be eligible to participate in all programs
8 administered by the Secretary under this Act on be-
9 half of Indian tribes, including, but not limited to,
10 securing grants and other support to manage their
11 own historic preservation sites and programs on
12 lands held by the Alaska Native tribe, band, nation
13 or other organized group or community, including a
14 Native village, Regional Corporation, or Village Cor-
15 poration.

16 “(B) Nothing in this paragraph validates, in-
17 validates, or otherwise affects any claim regarding
18 the existence of Indian country (as defined in section
19 1151 of title 18, United States Code) in the State
20 of Alaska.”.

21 (e) EFFECT ON ENTITLEMENT.—Nothing in this sec-
22 tion shall have any effect upon the entitlement due to any
23 Native Corporation, other than Sealaska, under—

24 (1) the Alaska Native Claims Settlement Act
25 (43 U.S.C. 1601 et seq.); or

1 (2) the Alaska National Interest Lands Con-
2 servation Act (16 U.S.C. 3101 et seq.).

3 **SEC. 7. MAPS.**

4 (a) AVAILABILITY.—Each map referred to in this Act
5 shall be maintained on file in—

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

7 and

8 (2) the office of the Secretary.

9 (b) CORRECTIONS.—The Secretary or the Chief of
10 the Forest Service may make any necessary correction to
11 a clerical or typographical error in a map referred to in
12 this Act.

13 (c) TREATMENT.—No map referred to in this Act
14 shall be considered to be an attempt by the Federal Gov-
15 ernment to convey any State or private land.

16 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

17 There are authorized to be appropriated such sums
18 as are necessary to carry out this Act and the amendments
19 made by this Act.

○