

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4699

To amend the Native American Business Development, Trade Promotion, and Tourism Act of 2000 to require the Secretary of Commerce to prepare and submit to Congress a report and recommendations to promote the sustained economic development of Indian tribes and Indian lands.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 21, 2014

Ms. DELBENE (for herself, Ms. MCCOLLUM, and Mr. REICHERT) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend the Native American Business Development, Trade Promotion, and Tourism Act of 2000 to require the Secretary of Commerce to prepare and submit to Congress a report and recommendations to promote the sustained economic development of Indian tribes and Indian lands.

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 “Indian Country Eco-  
5       nomic Revitalization Act of 2014”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) In 2000, the Native American Business De-  
4 velopment, Trade Promotion, and Tourism Act  
5 (Public Law 106–464; 25 U.S.C. 4301 et seq.) iden-  
6 tified the need for the Federal Government to pro-  
7 mote long-range economic development of Indian  
8 lands.

9 (2) This law established within the Department  
10 of Commerce an office to coordinate Federal pro-  
11 grams related to Indian economic development, pro-  
12 mote the international trade and export of Indian  
13 goods and services, and conduct intertribal tourism  
14 demonstration projects.

15 (3) To have additional impact, this law should  
16 be amended to expand Federal support for the eco-  
17 nomic development of Indian tribes and Indian  
18 lands.

19 (4) Recent fiscal priorities of the Federal Gov-  
20 ernment have negatively impacted Indian tribes as  
21 well as others due to their dependence upon Federal  
22 funds.

23 (5) The Federal Government has a trust re-  
24 sponsibility to Indian tribes and should support trib-  
25 al-owned enterprises and Indian-owned businesses by  
26 preparing recommendations for Congress on im-

1 proved statutory measures that support the develop-  
2 ment of sustainable tribal economies.

3 **SEC. 3. REPORT AND RECOMMENDATIONS TO CONGRESS**  
4 **ON TRIBAL ECONOMIC DEVELOPMENT.**

5 The Native American Business Development, Trade  
6 Promotion, and Tourism Act of 2000 (Public Law 106–  
7 464; 25 U.S.C. 4301 et seq.) is amended—

8 (1) by redesignating section 8 as section 9; and  
9 (2) by inserting after section 7 the following  
10 new section:

11 **“SEC. 8. REPORT AND RECOMMENDATIONS TO CONGRESS**  
12 **ON TRIBAL ECONOMIC DEVELOPMENT.**

13 “(a) REPORTING REQUIREMENT.—Not later than 1  
14 year after the date of the enactment of the Indian Country  
15 Economic Revitalization Act of 2014, and every 3 years  
16 thereafter, the Secretary of Commerce shall prepare and  
17 submit to the Committee on Natural Resources of the  
18 House of Representatives and the Committee on Indian  
19 Affairs of the Senate a report and recommendations for  
20 promoting the sustained growth of the economies of In-  
21 dian tribes and Indian lands. In conducting the reports  
22 under this section, the Secretary of Commerce shall con-  
23 sult with—

24 “(1) the Secretary of the Treasury;

25 “(2) the Secretary of the Interior;

1           “(3) the Secretary of Agriculture;

2           “(4) the Administrator of the Small Business  
3 Administration;

4           “(5) the Board of Governors of the Federal Re-  
5 serve System;

6           “(6) the heads of other Federal agencies as de-  
7 termined by the Secretary of Commerce;

8           “(7) the White House Council on Native Amer-  
9 ican Affairs; and

10          “(8) Indian tribes.

11          “(b) CONTENTS OF REPORT.—Each report prepared  
12 under subsection (a) shall include the following:

13           “(1) Data on Indian business development and  
14 employment during the 3-year period immediately  
15 preceding the date of the submission of the report,  
16 except that the first such report shall include data  
17 for the 10-year period immediately preceding the  
18 date of the submission of such report. Such data  
19 shall include, at a minimum—

20           “(A) data from each decennial census con-  
21 ducted by the Bureau of the Census for the pe-  
22 riod covered by the report; and

23           “(B) relevant data voluntarily provided by  
24 Indian tribes, Indian-owned businesses, and  
25 other tribal business entities.

1           “(2) An assessment of existing structural ad-  
2           vantages and barriers to the economic development  
3           of Indian tribes and Indian lands, including an anal-  
4           ysis of the economic effect on Indian tribes and In-  
5           dian lands of the following:

6                   “(A) Federal judicial decisions and admin-  
7                   istrative actions authorizing the application of  
8                   laws of general applicability to economic devel-  
9                   opment activities occurring on Indian lands, in  
10                  places with respect to which Congress has not  
11                  expressly authorized such application.

12                  “(B) Federal judicial decisions and actions  
13                  by the Internal Revenue Service authorizing the  
14                  taxation of Indian income and economic devel-  
15                  opment activities within Indian lands in places  
16                  with respect to which Federal law does not ex-  
17                  pressly authorize such taxation.

18                  “(C) Tax incentives in the Internal Rev-  
19                  enue Code of 1986, including wage credits, ac-  
20                  celerated depreciation deductions, tax-exempt  
21                  bonds, and new market tax credits, including an  
22                  assessment of how additional new tax incentives  
23                  such as tribal empowerment zones may impact  
24                  tribal economic development.

1           “(D) Such other related factors that pro-  
2           vide an advantage or barrier to economic devel-  
3           opment on Indian lands.

4           “(3) Analysis of Indian access to adequate in-  
5           frastructure, affordable energy, educational opportu-  
6           nities, and investment capital.

7           “(4) Recommendations to Congress on legisla-  
8           tion to strengthen the economies of Indian tribes  
9           and Indian lands in areas that include—

10                   “(A) regulatory, tax, and trust reform; and

11                   “(B) other related areas that promote the  
12           findings and purposes provided in section 2.

13           “(c) USE OF PREVIOUS STUDIES.—In conducting the  
14           studies under this section, the Secretary of Commerce  
15           shall consider any appropriate information contained in  
16           previous studies and reports, such as the following:

17                   “(1) The American Indian Policy Review Com-  
18           mission Final Report, dated May 17, 1977.

19                   “(2) The Report and Recommendations of the  
20           Presidential Commission on Indian Reservation  
21           Economies, dated November 1984.

22                   “(3) The Native American Economic Policy Re-  
23           port: Developing Tribal Economies to Create  
24           Healthy, Sustainable, and Culturally Vibrant Com-  
25           munities, dated 2007.

1           “(4) The report titled ‘Growing Economies in  
2           Indian Country: Taking Stock of Progress and Part-  
3           nerships’, dated April 2012.”.

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