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Calendar No. 232

105TH CONGRESS
1ST Session

S. 967

[Report No. 105-119]

A BILL

To amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, and for other purposes.

OCTOBER 29, 1997

Reported with an amendment

Calendar No. 232105TH CONGRESS
1ST SESSION**S. 967****[Report No. 105-119]**

To amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 26, 1997

Mr. MURKOWSKI (for himself and Mr. STEVENS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

OCTOBER 29, 1997

Reported by Mr. MURKOWSKI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, 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,*

1 **SECTION 1. AUTOMATIC LAND BANK PROTECTION.**

2 (a) **LANDS RECEIVED IN EXCHANGE FROM CERTAIN**
 3 **FEDERAL AGENCIES.**—The matter preceding clause (i) of
 4 section 907(d)(1)(A) of the Alaska National Interest
 5 Lands Conservation Act (43 U.S.C. 1636(d)(1)(A)) is
 6 amended by inserting “or conveyed to a Native Corpora-
 7 tion pursuant to an exchange authorized by section 22(f)
 8 of Alaska Native Claims Settlement Act or section
 9 1302(h) of this Act or other applicable law” after “Settle-
 10 ment Trust”.

11 (b) **LANDS EXCHANGED AMONG NATIVE CORPORA-**
 12 **TIONS.**—Section 907(d)(2)(B) of such Act (43 U.S.C.
 13 1636(d)(2)) is amended by striking “and” at the end of
 14 clause (ii), by striking the period at the end of clause (iii)
 15 and inserting “; and”, and by adding at the end the follow-
 16 ing:

17 “(iv) lands or interest in lands shall not be con-
 18 sidered developed or leased or sold to a third party
 19 as a result of an exchange or conveyance of such
 20 land or interest in land between or among Native
 21 Corporations and trusts, partnerships, corporations,
 22 or joint ventures, whose beneficiaries, partners,
 23 shareholders, or joint venturers are Native Corpora-
 24 tions.”.

25 (c) **ACTIONS BY TRUSTEE SERVING PURSUANT TO**
 26 **AGREEMENT OF NATIVE CORPORATIONS.**—Section

1 907(d)(3)(B) of such Act (~~43 U.S.C. 1636(d)(3)(B)~~) is
 2 amended by striking “or” at the end of clause (i), by strik-
 3 ing the period at the end of clause (ii) and inserting “;
 4 or”, and by adding at the end the following:

5 “(iii) to actions by any trustee whose right,
 6 title, or interest in land or interests in land arises
 7 pursuant to an agreement or among Native Corpora-
 8 tions and trusts, partnerships, or joint ventures
 9 whose beneficiaries, partners, shareholders, or joint
 10 venturers are Native Corporations.”.

11 **SEC. 2. RETAINED MINERAL ESTATE.**

12 Section ~~12(e)(4)~~ of the Alaska Native Claims Settle-
 13 ment Act (~~43 U.S.C. 1611(e)(4)~~) is amended—

14 (1) by redesignating subparagraphs (C) and
 15 (D) as subparagraphs (E) and (F), respectively, and
 16 by inserting after subparagraph (B) the following
 17 new subparagraphs:

18 “(C) Where such public lands are surrounded
 19 by or contiguous to subsurface lands obtained by a
 20 Regional Corporation under subsections (a) or (b),
 21 the Corporation may, upon request, have such public
 22 land conveyed to it.

23 “(D)(i) A Regional Corporation which elects to
 24 obtain public lands under subparagraph (C) shall be
 25 limited to a total of not more than 12,000 acres. Se-

1 lection by a Regional Corporation of in lieu surface
 2 acres under subparagraph (E) pursuant to an elec-
 3 tion under subparagraph (C) shall not be made from
 4 any lands within a conservation system unit (as that
 5 term is defined by section 102(4) of the Alaska Na-
 6 tional Interest Lands Conservation Act (16 U.S.C.
 7 3102(4)).

8 “(ii) An election to obtain the public lands de-
 9 scribed in subparagraph (A), (B), or (C) shall in-
 10 clude all available parcels within the township in
 11 which the public lands are located.

12 “(iii) For purposes of this subparagraph and
 13 subparagraph (C), the term ‘Regional Corporation’
 14 shall refer only to Doyon, Limited.”; and

15 (2) in subparagraph (E) (as so redesignated),
 16 by striking “(A) or (B)” and inserting “(A), (B), or
 17 (C)”.

18 **SEC. 3. CLARIFICATION ON TREATMENT OF BONDS FROM A**

19 **NATIVE CORPORATION.**

20 Section 29(e) of the Alaska Native Claims Settlement
 21 Act (43 U.S.C. 1626(e)) is amended—

22 (1) in subparagraph (3)(A), by inserting “and
 23 on bonds received from a Native Corporation” after
 24 “from a Native Corporation”; and

1 (2) in subparagraph (3)(B), by inserting “or
 2 bonds issued by a Native Corporation which Bonds
 3 shall be subject to the protection of section 7(h)
 4 until voluntarily and expressly sold or pledged by the
 5 shareholder subsequent to the date of distribution”
 6 before the semicolon.

7 **SEC. 4. PROPOSED AMENDMENT TO PUBLIC LAW 102-415.**

8 Section 20 of the Alaska Land Status Technical Cor-
 9 rections Act of 1992 (106 Stat. 2129) is amended by add-
 10 ing at the end the following new subsection:

11 “(h) Establishment of the account under subsection
 12 (b) and conveyance of land under subsection (e), if any,
 13 shall be treated as though 3,520 acres of land had been
 14 conveyed to Gold Creek under section 14(h)(2) of the
 15 Alaska Native Claims Settlement Act for which rights to
 16 in-lieu subsurface estate are hereby provided to CIRI.
 17 Within 1 year from the date of enactment of this sub-
 18 section, CIRI shall select 3,520 acres of land from the
 19 area designated for in-lieu selection by paragraph
 20 I.B.(2)(b) of the document identified in section 12(b) of
 21 the Act of January 2, 1976 (43 U.S.C. 1611 note).”

22 **SEC. 5. CALISTA CORPORATION LAND EXCHANGE.**

23 (a) CONGRESSIONAL FINDINGS.—Congress finds and
 24 declares that—

1 (1) the land exchange authorized by section
2 8126 of Public Law 102–172 should be implemented
3 without further delay;

4 (2) the Calista Corporation, the Native Re-
5 gional Corporation organized under the authority of
6 the Alaska Native Claims Settlement Act (ANCSA)
7 for the Yupik Eskimos of Southwestern Alaska,
8 which includes the entire Yukon Delta National
9 Wildlife Refuge—

10 (A) has responsibilities provided for by the
11 Settlement Act to help address social, cultural,
12 economic, health, subsistence, and related issues
13 within the Region and among its villages, in-
14 cluding the viability of the villages themselves,
15 many of which are remote and isolated; and

16 (B) has been unable to fully carry out such
17 responsibilities, and the implementation of this
18 exchange is essential to helping Calista utilize
19 its assets to carry out those responsibilities to
20 realize the benefits of ANCSA;

21 (3) the parties to the exchange have been un-
22 able to reach agreement on the valuation of the
23 lands and interests in lands to be conveyed to the
24 United States under section 8126 of Public Law
25 102–171; and

1 (4) in light of the foregoing, it is appropriate
 2 and necessary in this unique situation that Congress
 3 authorize and direct the implementation of this ex-
 4 change as set forth in this section in furtherance of
 5 the purposes and underlying goals of the Alaska Na-
 6 tive Claims Settlement Act and the Alaska National
 7 Interest Lands Conservation Act.

8 (b) LAND EXCHANGE IMPLEMENTATION.—Section
 9 8126(a) of Public Law 102–172 (105 Stat. 1206) is
 10 amended—

11 (1) by inserting “(1)” after “(a)”;

12 (2) by striking “October 1, 1996” and inserting
 13 “October 1, 2002”;

14 (3) by inserting after “October 28, 1991” the
 15 following: “(hereinafter referred to as ‘CCRD’) and
 16 in the document entitled, ‘The Calista Conveyance
 17 and Relinquishment Document Addendum’, dated
 18 September 15, 1996 (hereinafter referred to as
 19 ‘CCRD Addendum’)”;

20 (4) by striking “The value” and all that follows
 21 through “*Provided, That the*” and inserting in lieu
 22 thereof the following:

23 “(2) Unless prior to December 31, 1997, the
 24 parties mutually agree on a value of the lands and
 25 interests in lands to be exchanged as contained in

1 the CCRD and the CCRD Addendum, the aggregate
 2 values of such lands and interests in lands shall be
 3 established as of January 1, 1998, as provided in
 4 paragraph (6) of the CCRD Addendum. The”;

5 (5) in the last sentence, by inserting a period
 6 after “1642” and striking all that follows in that
 7 sentence; and

8 (6) by adding at the end the following new
 9 paragraph:

10 “(3) The amount credited to the property ac-
 11 count is not subject to adjustment for minor changes
 12 in acreage resulting from preparation or correction
 13 of the land descriptions in the CCRD or CCRD Ad-
 14 dendum or the exclusion of any small tracts of land
 15 as a result of hazardous materials surveys.”.

16 (c) EXTENSION OF RESTRICTION ON CERTAIN PROP-
 17 erty Transfers.—Section 8126(b) of Public Law 102-
 18 172 (105 Stat. 1206) is amended by striking “October
 19 1, 1996” and inserting “October 1, 2002”.

20 (d) EXCHANGE ADMINISTRATION.—Section 8126(e)
 21 of Public Law 102-172 (105 Stat. 1207) is amended—

22 (1) by inserting “(1)” after “(e)”;

23 (2) by striking the sentence beginning “On Oc-
 24 tober 1, 1996,” and inserting in lieu thereof the fol-
 25 lowing: “To the extent such lands and interests have

1 not been exchanged with the United States, on Janu-
2 ary 1, 1998, the Secretary of the Treasury shall es-
3 tablish a property account on behalf of Calista Cor-
4 poration. If the parties have mutually agreed to a
5 value as provided in subsection (a)(2), the Secretary
6 of the Treasury shall credit the account accordingly.
7 In the absence of such an agreement the Secretary
8 of the Treasury shall credit the account with an
9 amount equal to 66 percent of the total amount de-
10 termined by paragraph (6) of the CCRD Addendum.
11 The account shall be available for use as provided in
12 subsection (c)(3), as follows:

13 “(A) On January 1, 1998, an amount
14 equal to one-half the amount credited pursuant
15 to this paragraph shall be available for use as
16 provided.

17 “(B) On October 1, 1998, the remaining
18 one-half of the amount credited pursuant to
19 this paragraph shall be available for use as pro-
20 vided.

21 “(2) On October 1, 2002, to the extent any por-
22 tion of the lands and interests in lands have not
23 been exchanged pursuant to subsection (a) or con-
24 veyed or relinquished to the United States pursuant
25 to paragraph (1), the account established by para-

1 graph (1) shall be credited with an amount equal
2 to any remainder of the value determined pursuant
3 to paragraph (1).”;

4 (3) by inserting “(3)” before “Subject to”;

5 (4) by striking “on or after October 1, 1996,”
6 and by inserting after “subsection (a) of this sec-
7 tion,” the following: “upon conveyance or relinquish-
8 ment of equivalent portions of the lands referenced
9 in the CCRD and the CCRD Addendum,”; and

10 (5) by adding at the end the following new
11 paragraphs:

12 “(4) Notwithstanding any other provision of
13 law, Calista Corporation or the village corporations
14 identified in the CCRD Addendum may assign, with-
15 out restriction, any or all of the account upon writ-
16 ten notification to the Secretary of the Treasury and
17 the Secretary of the Interior.

18 “(5) Calista will provide to the Bureau of Land
19 Management, Alaska State Office, appropriate docu-
20 mentation, including maps of the parcels to be ex-
21 changed to enable that office to perform the ac-
22 counting required by paragraph (1) and to forward
23 such information, if requested by Calista, to the Sec-
24 retary of the Treasury as authorized by such para-
25 graph. Minor boundary adjustments shall be made

1 between Calista and the Department to reflect the
2 acreage figures reflected in the CCRD and the
3 CCRD Addendum.

4 “(6) For the purpose of the determination of
5 the applicability of section 7(i) of the Alaska Native
6 Claims Settlement Act (42 U.S.C. 1606(i)) to reve-
7 nues generated pursuant to this section, such reve-
8 nues shall be calculated in accordance with para-
9 graph (4) of the CCRD Addendum.”.

10 **SEC. 6. MINING CLAIMS.**

11 Paragraph (3) of section 22(e) of the Alaska Native
12 Claims Settlement Act (43 U.S.C. 1621(e)) is amended—

13 (1) by striking out “regional corporation” each
14 place it appears and inserting in lieu thereof “Re-
15 gional Corporation”; and

16 (2) by adding at the end the following: “The
17 provisions of this section shall apply to Haida Cor-
18 poration and the Haida Traditional Use Sites, which
19 shall be treated as a Regional Corporation for the
20 purposes of this paragraph, except that any revenues
21 remitted to Haida Corporation under this section
22 shall not be subject to distribution pursuant to sec-
23 tion 7(i) of this Act.”.

1 **SEC. 7. SALE, DISPOSITION, OR OTHER USE OF COMMON**
2 **VARIETIES OF SAND, GRAVEL, STONE, PUM-**
3 **ICE, PEAT, CLAY, OR CINDER RESOURCES.**

4 Subsection (i) of section 7 of the Alaska Native
5 Claims Settlement Act (42 U.S.C. 1606(i)) is amended—

6 (1) by striking “Seventy per centum” and in-
7 serting “(A) Except as provided by subparagraph
8 (B), seventy percent”; and

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

10 “(B) In the case of the sale, disposition, or
11 other use of common varieties of sand, gravel, stone,
12 pumice, peat, clay, or cinder resources made after
13 the date of enactment of this subparagraph, the rev-
14 enues received by a Regional Corporation shall not
15 be subject to division under subparagraph (A).
16 Nothing in this subparagraph is intended to or shall
17 be construed to alter the ownership of such sand,
18 gravel, stone, pumice, peat, clay, or cinder re-
19 sources.”.

20 **SEC. 8. ESTABLISHMENT OF ADDITIONAL NATIVE COR-**
21 **PORATIONS IN SOUTHEAST ALASKA.**

22 (a) Section 16 of the Alaska Native Claims Settle-
23 ment Act, as amended (Pub. L. No. 92-203, 85 Stat. 688,
24 43 U.S.C. 1601, hereinafter referred to as “the Act”) is
25 amended by adding at the end thereof the following new
26 subsection:

1 ~~“(e)(1) The Native residents of each of the Native~~
 2 ~~Villages of Haines, Ketchikan, Petersburg, and Wrangell,~~
 3 ~~Alaska, may organize as an Urban Corporation.~~

4 ~~“(2) The Native residents of the Native Village of~~
 5 ~~Tenakee, Alaska, may organize as a Group Corporation.~~

6 ~~“(3) Nothing in this subsection shall affect any exist-~~
 7 ~~ing entitlement to land of any Native Corporation pursu-~~
 8 ~~ant to this Act or any other provision of law.”~~

9 (b) Section 8 of the Act is amended by adding at the
 10 end the following new subsection:

11 ~~“(d) Enrollment in the additional corporations in~~
 12 ~~Southeast Alaska.—~~

13 ~~“(1) The Secretary shall enroll to each of the~~
 14 ~~Urban Corporations for Haines, Ketchikan, Peters-~~
 15 ~~burg, or Wrangell those individual Natives who en-~~
 16 ~~rolled under this Act to Haines, Ketchikan, Peters-~~
 17 ~~burg, or Wrangell, and shall enroll to the Group~~
 18 ~~Corporation for Tenakee those individual Natives~~
 19 ~~who enrolled under this Act to Tenakee: *Provided,*~~
 20 ~~That nothing in this subsection shall affect existing~~
 21 ~~entitlement to land of any Regional Corporation pur-~~
 22 ~~suant to section 12(b) or section 14(h)(8) of this~~
 23 ~~Act.~~

24 ~~“(2) Those Natives who, pursuant to paragraph~~
 25 ~~(1), are enrolled to an Urban Corporation for~~

1 Haines, Ketchikan, Petersburg, or Wrangell, or to a
2 Group Corporation for Tenakee, and who were en-
3 rolled as shareholders of the Regional Corporation
4 for southeast Alaska on or before March 30, 1973,
5 shall receive 100 shares of Settlement Common
6 Stock in such Urban or Group Corporation.

7 “(3) A Native who has received shares of stock
8 in the Regional Corporation for southeast Alaska
9 through inheritance from a decedent Native who
10 originally enrolled to Haines, Ketchikan, Petersburg,
11 Tenakee, or Wrangell, which decedent Native was
12 not a shareholder in a Village, Group or Urban Cor-
13 poration, shall receive the identical number of shares
14 of Settlement Common Stock in the Urban Corpora-
15 tion for Haines, Ketchikan, Petersburg, or Wrangell,
16 or in the Group Corporation for Tenakee, as the
17 number of shares inherited by that Native from the
18 decedent Native who would have been eligible to be
19 enrolled to such urban or Group Corporation.”

20 (c) Section 7 of the Act is amended as follows:

21 (1) By adding at the end of subsection 7(j) the
22 following new sentence: “Native members of the
23 communities of Haines, Ketchikan, Petersburg,
24 Tenakee, and Wrangell who become shareholders in
25 an Urban or Group Corporation for such a commu-

1 nity shall continue to be eligible to receive distribu-
2 tions under this subsection as at-large shareholders
3 of Sealaska Corporation.”

4 (2) By adding at the end of section 7 the fol-
5 lowing new subsection:

6 “(p) No provision of section 8 of the 1997 Act
7 amending the Alaska Native Claims Settlement Act and
8 the Alaska National Interest Lands Conservation Act to
9 benefit Alaska natives and rural residents, and for other
10 purposes, shall affect the ratio for determination of dis-
11 tribution of revenues among Native Corporations under
12 this section of the Act and the 1982 Section 7(i) Settle-
13 ment Agreement among the Regional Corporations or
14 among Village Corporations under section 7(j) of the
15 Act.”.

16 (d) Not later than December 31, 1998, the Secretary
17 of the Interior, in consultation with the Secretary of Agri-
18 culture, and in consultation with representatives of the
19 Urban and Group Corporations established pursuant to
20 this section, as well as Sealaska Corporation, shall submit
21 to the Senate Committee on Energy and Natural Re-
22 sources and the House Committee on Resources a report
23 making recommendations to the Congress regarding lands
24 and other appropriate compensation to be provided to the

1 Urban and Group Corporations established pursuant to
2 this section, including—

3 (1) local areas of historical, cultural, and tradi-
4 tional importance to Alaska Natives from the Vil-
5 lages of Haines, Ketchikan, Petersburg, Tenakee, or
6 Wrangell; that should be conveyed to such Urban or
7 Group Corporation, together with any recommended
8 limitations or stipulations regarding the use of such
9 lands, including possible restrictions on the harvest
10 of timber from such lands; and

11 (2) such additional forms of compensation as
12 the Secretary may recommend.

13 (e) **PLANNING GRANTS.**—There are authorized to be
14 appropriated such sums as are necessary to provide the
15 Native Corporations for the communities of Haines,
16 Ketchikan, Petersburg, Tenakee, and Wrangell with
17 grants in the amount of \$250,000 each, to be used only
18 for planning, development and other purposes for which
19 Native Corporations are organized under this section.

20 (f) Notwithstanding any other provision of Pub. L.
21 No. 92-203, as amended, nothing in this section shall cre-
22 ate any entitlement to federal lands for an Urban or
23 Group Corporation established pursuant to this section
24 without further Congressional action.

1 **SEC. 9. ALASKA NATIVE ALLOTMENT APPLICATIONS.**

2 Section 905(a) of the Alaska National Interest Lands
3 Conservation Act (43 U.S.C. 1634(a)) is amended by add-
4 ing at the end the following:

5 “(7) Paragraph (1) of this subsection and sec-
6 tion (d) shall apply, and paragraph (5) of this sub-
7 section shall cease to apply, to an application—

8 “(A) that is open and pending on the date
9 of enactment of this paragraph;

10 “(B) if the lands described in the applica-
11 tion are in Federal ownership, and

12 “(C) if all protests which were filed by the
13 State of Alaska pursuant to paragraph (5)(B)
14 with respect to the application have been with-
15 drawn and not reasserted or are dismissed.”.

16 **SEC. 10. VISITOR SERVICES.**

17 Paragraph (1) of section 1307(b) of the Alaska Na-
18 tional Interest Lands Conservation Act (16 U.S.C.
19 3197(b)) is amended—

20 (1) by striking “Native Corporation” and in-
21 serting “Native Corporations”.

22 **SEC. 11. TRAINING OF FEDERAL LAND MANAGERS.**

23 The Alaska National Interest Lands Conservation
24 Act (P.L. 96-487, 94 Stat. 2371) is amended as follows:

25 (1) Section 101 is amended by the addition of
26 a new subsection (e) as follows:

1 “(e) In order to comply with this Act all federal pub-
 2 lie land managers in Alaska, or a region that includes
 3 Alaska, shall participate in an ANILCA training class to
 4 be completed within 120 days after enactment. All future
 5 appointed federal public land managers in Alaska, or a
 6 region containing Alaska, are required to complete the
 7 aforementioned ANILCA training within 60 days of ap-
 8 pointment.”.

9 **SEC. 12. SUBSISTENCE USES IN GLACIER BAY NATIONAL**
 10 **PARK.**

11 The Alaska National Interest Lands Conservation
 12 Act (P.L. 96-487, 94 Stat. 2371) is amended as follows:

13 (1) Section 202(1) is amended by adding the
 14 following at the end thereof: “Subsistence uses by
 15 local residents shall be permitted in the park where
 16 such uses are traditional in accordance with the pro-
 17 visions of Title VIII.”.

18 **SEC. 13. ACCESS RIGHTS.**

19 The Alaska National Interest Lands Conservation
 20 Act (P.L. 96-487, 94 Stat. 2371) is amended as follows:

21 (1) Section 1105 is amended by designating the
 22 existing language as subsection (a) and inserting a
 23 new subsection (b) as follows:

24 “(b) Any alternative route that may be identified by
 25 the head of the federal agency shall not be less economi-

1 cally feasible and prudent than the route for the system
2 being sought by the applicant.”.

3 (2) The second sentence in section 1110(a) is
4 amended by striking “area” and inserting in lieu
5 thereof: “area: *Provided*, That reasonable regulations
6 shall not include any requirements for the dem-
7 onstration of pre-existing use and: *Provided further*,
8 That the Secretary shall limit any prohibitions to
9 the smallest area practicable, to the smallest period
10 of time or both. No prohibition shall occur prior to
11 formal consultation with the State of Alaska.”.

12 (3) The last sentence of section 1110(b) is
13 amended by inserting “may include easements,
14 right-of-way, or other interests in land or permits
15 and” immediately after “such rights”.

16 (4) In the last sentence of section 1110(b),
17 strike “lands.” and insert in lieu thereof the follow-
18 ing: “lands: *Provided*, That the Secretary shall not
19 impose any unreasonable fees or charges on those
20 seeking to secure their rights under this subsection.
21 Individuals or entities possessing rights under this
22 subsection shall not be subject to the requirement of
23 sections 1104, 1105, 1106, and 1107 herein.”.

24 (5) Section 1315 is amended by adding a new
25 subparagraph “(g)” as follows:

1 “(g) Within National Forest Wilderness Areas and
2 National Forest Monument areas as designated in this
3 and subsequent Acts, the Secretary of Agriculture may
4 permit or otherwise regulate helicopter use and landings,
5 except that he shall allow for helicopter use and landings
6 in emergency situations where human life or health are
7 in danger.”.

8 **SEC. 14. USE OF CABINS AND ALLOWED USES.**

9 The Alaska National Interest Lands Conservation
10 Act (P.L. 96-487, 94 Stat. 2371) is amended as follows:

11 (1) Section 1303(a)(1)(D) is amended by strik-
12 ing “located.” and inserting in lieu thereof: the fol-
13 lowing: “located: *Provided*, That the applicant may
14 not be required to waive, forfeit, or relinquish its
15 possessory or personalty interests in a cabin or
16 structure.”.

17 (2) Section 1303(a)(2)(D) is amended by strik-
18 ing “located.” and inserting in lieu thereof: the fol-
19 lowing: “located: *Provided*, That the applicant may
20 not be required to waive, forfeit, or relinquish its
21 possessory or personalty interests in a cabin or
22 structure.”.

23 (3) Section 1303(b)(3)(D) is amended by strik-
24 ing “located.” and inserting in lieu thereof the fol-
25 lowing: “located: *Provided*, That the applicant may

1 not be required to waive, forfeit, or relinquish its
2 possessory or personalty interests in a cabin or
3 structure.”.

4 (4) Section 1303 is amended by adding a new
5 subsection (e) as follows:

6 “(e) All permits, permit renewals, or renewal or con-
7 tinuation of valid leases issued pursuant to this section
8 shall provide for repair, maintenance, and replacement ac-
9 tivities and may authorize alterations to cabins and similar
10 structure that do not constitute a significant impairment
11 of unit purposes.”.

12 (5) Section 1316(a) is amended by striking
13 “permittee.” in the last sentence and inserting in
14 lieu thereof the following: “permittee: *Provided*, That
15 structures and facilities may be allowed to stand
16 from season to season.”.

17 (6) Section 1316(a) is amended in the first sen-
18 tence by deleting “equipment” and inserting in lieu
19 thereof: “equipment, including motorized and me-
20chanical equipment,”. (2) by striking “is most di-
21rectly affected” and inserting “are most directly af-
22fected.”.

1 **SEC. 15. REPORT.**

2 Within nine months after the date of enactment of
3 this Act, the Secretary of the Interior shall submit to Con-
4 gress a report which includes the following:

5 (1) ~~LOCAL HIRE.~~—(A) The report shall—

6 (i) indicate the actions taken in carrying
7 out subsection (b) of section 1308 of the Alaska
8 National Interest Lands Conservation Act (16
9 U.S.C. 3198); and

10 (ii) also address the recruitment processes
11 that may restrict employees hired under sub-
12 section (a) of such section from successfully ob-
13 taining positions in the competitive service.

14 (B) The Secretary of Agriculture shall cooper-
15 ate with the Secretary of the Interior in carrying out
16 this paragraph with respect to the Forest Service.

17 (2) ~~LOCAL CONTRACTS.~~—The report shall de-
18 scribe the actions of the Secretary of the Interior in
19 contracting with Alaska Native Corporations to pro-
20 vide services with respect to public lands in Alaska.

21 **SECTION 1. AUTOMATIC LAND BANK PROTECTION.**

22 (a) *LANDS RECEIVED IN EXCHANGE FROM CERTAIN*
23 *FEDERAL AGENCIES.*—*The matter preceding clause (i) of*
24 *section 907(d)(1)(A) of the Alaska National Interest Lands*
25 *Conservation Act (43 U.S.C. 1636(d)(1)(A)) is amended by*
26 *inserting “or conveyed to a Native Corporation pursuant*

1 *to an exchange authorized by section 22(f) of Alaska Native*
 2 *Claims Settlement Act or section 1302(h) of this Act or*
 3 *other applicable law” after “Settlement Trust”.*

4 (b) *LANDS EXCHANGED AMONG NATIVE CORPORA-*
 5 *TIONS.—Section 907(d)(2)(B) of such Act (43 U.S.C.*
 6 *1636(d)(2)) is amended by striking “and” at the end of*
 7 *clause (ii), by striking the period at the end of clause (iii)*
 8 *and inserting “; and”, and by adding at the end the follow-*
 9 *ing:*

10 “(iv) *lands or interest in lands shall*
 11 *not be considered developed or leased or sold*
 12 *to a third party as a result of an exchange*
 13 *or conveyance of such land or interest in*
 14 *land between or among Native Corporations*
 15 *and trusts, partnerships, corporations, or*
 16 *joint ventures, whose beneficiaries, partners,*
 17 *shareholders, or joint venturers are Native*
 18 *Corporations.”.*

19 (c) *ACTIONS BY TRUSTEE SERVING PURSUANT TO*
 20 *AGREEMENT OF NATIVE CORPORATIONS.—Section*
 21 *907(d)(3)(B) of such Act (43 U.S.C. 1636(d)(3)(B)) is*
 22 *amended by striking “or” at the end of clause (i), by strik-*
 23 *ing the period at the end of clause (ii) and inserting “;*
 24 *or”, and by adding at the end the following:*

1 “(iii) to actions by any trustee whose
 2 right, title, or interest in land or interests
 3 in land arises pursuant to an agreement be-
 4 tween or among Native Corporations and
 5 trusts, partnerships, or joint ventures whose
 6 beneficiaries, partners, shareholders, or joint
 7 venturers are Native Corporations.”.

8 **SEC. 2. RETAINED MINERAL ESTATE.**

9 Section 12(c)(4) of the Alaska Native Claims Settle-
 10 ment Act (43 U.S.C. 1611(c)(4)) is amended—

11 (1) by redesignating subparagraphs (C) and (D)
 12 as subparagraphs (E) and (F), respectively, and by
 13 inserting after subparagraph (B) the following new
 14 subparagraphs:

15 “(C) Where such public lands are sur-
 16 rounded by or contiguous to subsurface lands ob-
 17 tained by a Regional Corporation under sub-
 18 sections (a) or (b), the Corporation may, upon
 19 request, have such public land conveyed to it.

20 “(D)(i) A Regional Corporation which elects
 21 to obtain public lands under subparagraph (C)
 22 shall be limited to a total of not more than
 23 12,000 acres. Selection by a Regional Corpora-
 24 tion of in lieu surface acres under subparagraph
 25 (E) pursuant to an election under subparagraph

1 (C) shall not be made from any lands within a
 2 conservation system unit (as that term is defined
 3 by section 102(4) of the Alaska National Interest
 4 Lands Conservation Act (16 U.S.C. 3102(4)).

5 “(i) An election to obtain the public lands
 6 described in subparagraph (A), (B), or (C) shall
 7 include all available parcels within the township
 8 in which the public lands are located.

9 “(iii) For purposes of this subparagraph
 10 and subparagraph (C), the term ‘Regional Cor-
 11 poration’ shall refer only to Doyon, Limited.”;
 12 and

13 (2) in subparagraph (E) (as so redesignated), by
 14 striking “(A) or (B)” and inserting “(A), (B), or
 15 (C)”.

16 **SEC. 3. CLARIFICATION ON TREATMENT OF BONDS FROM A**
 17 **NATIVE CORPORATION.**

18 Section 29(c) of the Alaska Native Claims Settlement
 19 Act (43 U.S.C. 1626(c)) is amended—

20 (1) in subparagraph (3)(A), by inserting “and
 21 on bonds received from a Native Corporation” after
 22 “from a Native Corporation”; and

23 (2) in subparagraph (3)(B), by inserting “or
 24 bonds issued by a Native Corporation which Bonds
 25 shall be subject to the protection of section 7(h) until

1 *voluntarily and expressly sold or pledged by the*
2 *shareholder subsequent to the date of distribution” be-*
3 *fore the semicolon.*

4 **SEC. 4. PROPOSED AMENDMENT TO PUBLIC LAW 102-415.**

5 *Section 20 of the Alaska Land Status Technical Cor-*
6 *rections Act of 1992 (106 Stat. 2129) is amended by adding*
7 *at the end the following new subsection:*

8 *“(h) Establishment of the account under subsection (b)*
9 *and conveyance of land under subsection (c), if any, shall*
10 *be treated as though 3,520 acres of land had been conveyed*
11 *to Gold Creek under section 14(h)(2) of the Alaska Native*
12 *Claims Settlement Act for which rights to in-lieu subsurface*
13 *estate are hereby provided to CIRI. Within 1 year from the*
14 *date of enactment of this subsection, CIRI shall select 3,520*
15 *acres of land from the area designated for in-lieu selection*
16 *by paragraph I.B.(2)(b) of the document identified in sec-*
17 *tion 12(b) of the Act of January 2, 1976 (43 U.S.C. 1611*
18 *note).”.*

19 **SEC. 5. CALISTA CORPORATION LAND EXCHANGE.**

20 *(a) CONGRESSIONAL FINDINGS.—Congress finds and*
21 *declares that—*

22 *(1) the land exchange authorized by section 8126*
23 *of Public Law 102-172 should be implemented with-*
24 *out further delay;*

1 (2) *the Calista Corporation, the Native Regional*
2 *Corporation organized under the authority of the*
3 *Alaska Native Claims Settlement Act (ANCSA) for*
4 *the Yupik Eskimos of Southwestern Alaska, which in-*
5 *cludes the entire Yukon Delta National Wildlife Ref-*
6 *uge—*

7 (A) *has responsibilities provided for by the*
8 *Settlement Act to help address social, cultural,*
9 *economic, health, subsistence, and related issues*
10 *within the Region and among its villages, in-*
11 *cluding the viability of the villages themselves,*
12 *many of which are remote and isolated; and*

13 (B) *has been unable to fully carry out such*
14 *responsibilities, and the implementation of this*
15 *exchange is essential to helping Calista utilize its*
16 *assets to carry out those responsibilities to realize*
17 *the benefits of ANCSA;*

18 (3) *the parties to the exchange have been unable*
19 *to reach agreement on the valuation of the lands and*
20 *interests in lands to be conveyed to the United States*
21 *under section 8126 of Public Law 102–171; and*

22 (4) *in light of the foregoing, it is appropriate*
23 *and necessary in this unique situation that Congress*
24 *authorize and direct the implementation of this ex-*
25 *change as set forth in this section in furtherance of*

1 *the purposes and underlying goals of the Alaska Na-*
 2 *tive Claims Settlement Act and the Alaska National*
 3 *Interest Lands Conservation Act.*

4 (b) *LAND EXCHANGE IMPLEMENTATION.*—Section
 5 8126(a) of Public Law 102–172 (105 Stat. 1206) is amend-
 6 ed—

7 (1) *by inserting “(1)” after “(a)”;*

8 (2) *by striking “October 1, 1996” and inserting*
 9 *“October 1, 2002”;*

10 (3) *by inserting after “October 28, 1991” the fol-*
 11 *lowing: “(hereinafter referred to as ‘CCRD’) and in*
 12 *the document entitled, ‘The Calista Conveyance and*
 13 *Relinquishment Document Addendum’, dated Septem-*
 14 *ber 15, 1996 (hereinafter referred to as ‘CCRD Adden-*
 15 *dum’);”;*

16 (4) *by striking “The value” and all that follows*
 17 *through “Provided, That the” and inserting in lieu*
 18 *thereof the following:*

19 “(2) *Unless prior to December 31, 1997, the par-*
 20 *ties mutually agree on a value of the lands and inter-*
 21 *ests in lands to be exchanged as contained in the*
 22 *CCRD and the CCRD Addendum, the aggregate val-*
 23 *ues of such lands and interests in lands shall be estab-*
 24 *lished as of January 1, 1998, as provided in para-*
 25 *graph (6) of the CCRD Addendum. The”;*

1 (5) *in the last sentence, by inserting a period*
2 *after “1642” and striking all that follows in that sen-*
3 *tence; and*

4 (6) *by adding at the end the following new para-*
5 *graph:*

6 “(3) *The amount credited to the property ac-*
7 *count is not subject to adjustment for minor changes*
8 *in acreage resulting from preparation or correction of*
9 *the land descriptions in the CCRD or CCRD Adden-*
10 *dum or the exclusion of any small tracts of land as*
11 *a result of hazardous materials surveys.”.*

12 (c) *EXTENSION OF RESTRICTION ON CERTAIN PROP-*
13 *ERTY TRANSFERS.*—*Section 8126(b) of Public Law 102-*
14 *172 (105 Stat. 1206) is amended by striking “October 1,*
15 *1996” and inserting “October 1, 2002”.*

16 (d) *EXCHANGE ADMINISTRATION.*—*Section 8126(c) of*
17 *Public Law 102–172 (105 Stat. 1207) is amended—*

18 (1) *by inserting “(1)” after “(c)”;*

19 (2) *by striking the sentence beginning “On Octo-*
20 *ber 1, 1996,” and inserting in lieu thereof the follow-*
21 *ing: “To the extent such lands and interests have not*
22 *been exchanged with the United States, on January*
23 *1, 1998, the Secretary of the Treasury shall establish*
24 *a property account on behalf of Calista Corporation.*
25 *If the parties have mutually agreed to a value as pro-*

1 *vided in subsection (a)(2), the Secretary of the Treas-*
2 *ury shall credit the account accordingly. In the ab-*
3 *sence of such an agreement the Secretary of the Treas-*
4 *ury shall credit the account with an amount equal to*
5 *66 percent of the total amount determined by para-*
6 *graph (6) of the CCRD Addendum. The account shall*
7 *be available for use as provided in subsection (c)(3),*
8 *as follows:*

9 *“(A) On January 1, 1998, an amount equal*
10 *to one-half the amount credited pursuant to this*
11 *paragraph shall be available for use as provided.*

12 *“(B) On October 1, 1998, the remaining*
13 *one-half of the amount credited pursuant to this*
14 *paragraph shall be available for use as provided.*

15 *“(2) On October 1, 2002, to the extent any por-*
16 *tion of the lands and interests in lands have not been*
17 *exchanged pursuant to subsection (a) or conveyed or*
18 *relinquished to the United States pursuant to para-*
19 *graph (1), the account established by paragraph (1)*
20 *shall be credited with an amount equal to any re-*
21 *mainder of the value determined pursuant to para-*
22 *graph (1).”;*

23 *(3) by inserting “(3)” before “Subject to”;*

24 *(4) by striking “on or after October 1, 1996,”*
25 *and by inserting after “subsection (a) of this section,”*

1 *the following: “upon conveyance or relinquishment of*
2 *equivalent portions of the lands referenced in the*
3 *CCRD and the CCRD Addendum,”; and*

4 *(5) by adding at the end the following new para-*
5 *graphs:*

6 *“(4) Notwithstanding any other provision of law,*
7 *Calista Corporation or the village corporations identi-*
8 *fied in the CCRD Addendum may assign, without re-*
9 *striction, any or all of the account upon written noti-*
10 *fication to the Secretary of the Treasury and the Sec-*
11 *retary of the Interior.*

12 *“(5) Calista will provide to the Bureau of Land*
13 *Management, Alaska State Office, appropriate docu-*
14 *mentation, including maps of the parcels to be ex-*
15 *changed to enable that office to perform the account-*
16 *ing required by paragraph (1) and to forward such*
17 *information, if requested by Calista, to the Secretary*
18 *of the Treasury as authorized by such paragraph.*
19 *Minor boundary adjustments shall be made between*
20 *Calista and the Department to reflect the acreage fig-*
21 *ures reflected in the CCRD and the CCRD Adden-*
22 *dum.*

23 *“(6) For the purpose of the determination of the*
24 *applicability of section 7(i) of the Alaska Native*
25 *Claims Settlement Act (43 U.S.C. 1606(i)) to reve-*

1 *nues generated pursuant to this section, such revenues*
 2 *shall be calculated in accordance with paragraph (4)*
 3 *of the CCRD Addendum.”.*

4 **SEC. 6. MINING CLAIMS.**

5 *Paragraph (3) of section 22(c) of the Alaska Native*
 6 *Claims Settlement Act (43 U.S.C. 1621(c)) is amended—*

7 *(1) by striking out “regional corporation” each*
 8 *place it appears and inserting in lieu thereof “Re-*
 9 *gional Corporation”; and*

10 *(2) by adding at the end the following: “The pro-*
 11 *visions of this section shall apply to Haida Corpora-*
 12 *tion and the Haida Traditional Use Sites, which*
 13 *shall be treated as a Regional Corporation for the*
 14 *purposes of this paragraph, except that any revenues*
 15 *remitted to Haida Corporation under this section*
 16 *shall not be subject to distribution pursuant to section*
 17 *7(i) of this Act.”.*

18 **SEC. 7. SALE, DISPOSITION, OR OTHER USE OF COMMON**
 19 **VARIETIES OF SAND, GRAVEL, STONE, PUM-**
 20 **ICE, PEAT, CLAY, OR CINDER RESOURCES.**

21 *Subsection (i) of section 7 of the Alaska Native Claims*
 22 *Settlement Act (43 U.S.C. 1606(i)) is amended—*

23 *(1) by striking “Seventy per centum” and insert-*
 24 *ing “(A) Except as provided by subparagraph (B),*
 25 *seventy percent”; and*

1 (2) *by adding at the end the following:*

2 “(B) *In the case of the sale, disposition, or*
 3 *other use of common varieties of sand, gravel,*
 4 *stone, pumice, peat, clay, or cinder resources*
 5 *made after the date of enactment of this subpara-*
 6 *graph, the revenues received by a Regional Cor-*
 7 *poration shall not be subject to division under*
 8 *subparagraph (A). Nothing in this subparagraph*
 9 *is intended to or shall be construed to alter the*
 10 *ownership of such sand, gravel, stone, pumice,*
 11 *peat, clay, or cinder resources.”.*

12 **SEC. 8. ESTABLISHMENT OF ADDITIONAL NATIVE COR-**
 13 **PORATIONS IN SOUTHEAST ALASKA.**

14 (a) *Section 16 of the Alaska Native Claims Settlement*
 15 *Act, as amended (Public Law No. 92–203, 85 Stat. 688,*
 16 *43 U.S.C. 1601, hereinafter referred to as “the Act”) is*
 17 *amended by adding at the end thereof the following new*
 18 *subsection:*

19 “(e)(1) *The Native residents of each of the Native Vil-*
 20 *lages of Haines, Ketchikan, Petersburg, and Wrangell, Alas-*
 21 *ka, may organize as an Urban Corporation.*

22 “(2) *The Native residents of the Native Village of*
 23 *Tenakee, Alaska, may organize as a Group Corporation.*

1 “(3) Nothing in this subsection shall affect any exist-
2 ing entitlement to land of any Native Corporation pursuant
3 to this Act or any other provision of law.”

4 (b) Section 8 of the Act is amended by adding at the
5 end the following new subsection:

6 “(d) Enrollment in the additional corporations in
7 Southeast Alaska.—

8 “(1) The Secretary shall enroll to each of the
9 Urban Corporations for Haines, Ketchikan, Peters-
10 burg, or Wrangell those individual Natives who en-
11 rolled under this Act to Haines, Ketchikan, Peters-
12 burg, or Wrangell, and shall enroll to the Group Cor-
13 poration for Tenakee those individual Natives who en-
14 rolled under this Act to Tenakee: Provided, That noth-
15 ing in this subsection shall affect existing entitlement
16 to land and any Regional Corporation pursuant to
17 section 12(b) or section 14(h)(8) of this Act.

18 “(2) Those Natives who, pursuant to paragraph
19 (1), are enrolled to an Urban Corporation for Haines,
20 Ketchikan, Petersburg, or Wrangell, or to a Group
21 Corporation for Tenakee, and who were enrolled as
22 shareholders of the Regional Corporation for southeast
23 Alaska on or before March 30, 1973, shall receive 100
24 shares of Settlement Common Stock in such Urban or
25 Group Corporation.

1 “(3) A Native who has received shares of stock in
2 the Regional Corporation for southeast Alaska
3 through inheritance from a decedent Native who
4 originally enrolled to Haines, Ketchikan, Petersburg,
5 Tenakee or Wrangell, which decedent Native was not
6 a shareholder in a Village, Group or urban Corpora-
7 tion, shall receive the identical number of shares of
8 Settlement Common Stock in the Urban Corporation
9 for Haines, Ketchikan, Petersburg, or Wrangell, or in
10 the Group Corporation for Tenakee, as the number of
11 shares inherited by that Native from the decedent Na-
12 tive who would have been eligible to be enrolled to
13 such Urban or Group Corporation.”

14 (c) Section 7 of the Act is amended as follows:

15 (1) By adding at the end of subsection 7(j) the
16 following new sentence: “Native members of the com-
17 munities of Haines, Ketchikan, Petersburg, Tenakee,
18 and Wrangell who become shareholders in an Urban
19 or Group Corporation for such a community shall
20 continue to be eligible to receive distributions under
21 this subsection as at-large shareholders of Sealaska
22 Corporation.”

23 (2) By adding at the end of section 7 the follow-
24 ing new subsection:

1 “(r) No provision of section 8 of the 1997 Act amend-
2 ing the Alaska Native Claims Settlement Act and the Alaska
3 National Interest Lands Conservation Act to benefit Alaska
4 natives and rural residents, and for other purposes, shall
5 affect the ratio for determination of distribution of revenues
6 among Native Corporations under this section of the Act
7 and the 1982 section 7(i) Settlement Agreement among the
8 Regional Corporations or among Village Corporations
9 under section 7(j) of the Act.”.

10 (d) Not later than December 31, 1998, the Secretary
11 of the Interior, in consultation with the Secretary of Agri-
12 culture, and in consultation with representatives of the
13 Urban and Group Corporations established pursuant to this
14 section, as well as Sealaska Corporation, shall submit to
15 the Senate Committee on Energy and Natural Resources
16 and the House Committee on Resources a report making
17 recommendations to the Congress regarding lands and other
18 appropriate compensation to be provided to the Urban and
19 Group Corporations established pursuant to this section, in-
20 cluding—

21 (1) local areas of historical, cultural, and tradi-
22 tional importance to Alaska Natives from the Villages
23 of Haines, Ketchikan, Petersburg, Tenakee, or
24 Wrangell, that should be conveyed to such Urban or
25 Group Corporation, together with any recommended

1 *limitations or stipulations regarding the use of such*
 2 *lands, including possible restrictions on the harvest of*
 3 *timber from such lands; and*

4 *(2) such additional forms of compensation as the*
 5 *Secretary may recommend.*

6 *(e) PLANNING GRANTS.—There are authorized to be*
 7 *appropriated such sums as are necessary to provide the Na-*
 8 *tive Corporations for the communities of Haines, Ketch-*
 9 *ikan, Petersburg, Tenakee, and Wrangell, with grants in the*
 10 *amount of \$250,000 each, to be used only for planning, de-*
 11 *velopment and other purposes for which Native Corpora-*
 12 *tions are organized under this section.*

13 *(f) Notwithstanding any other provision of Public Law*
 14 *No. 92–203, as amended, nothing in this section shall create*
 15 *any entitlement to Federal lands for an Urban or Group*
 16 *Corporation established pursuant to this section without*
 17 *further congressional action.*

18 **SEC. 9. ALASKA NATIVE ALLOTMENT APPLICATIONS.**

19 *Section 905(a) of the Alaska National Interest Lands*
 20 *Conservation Act (43 U.S.C. 1634(a)) is amended by add-*
 21 *ing at the end the following:*

22 *“(7) Paragraph (1) of this subsection and section*
 23 *(d) shall apply, and paragraph (5) of this subsection*
 24 *shall cease to apply, to an application—*

1 “(A) that is open and pending on the date
2 of enactment of subsection (a)(7),

3 “(B) if the lands described in the applica-
4 tion are in Federal ownership other than as a
5 result of reacquisition by the United States after
6 January 3, 1959, and

7 “(C) if any protest which was filed by the
8 State of Alaska pursuant to subsection (5)(b)
9 with respect to the application is withdrawn or
10 dismissed whether before or after the date of en-
11 actment of subsection (a)(7).

12 “(D) any allotment application which is
13 open and pending and which is legislatively ap-
14 proved by enactment of subsection (a)(7) shall,
15 when allotted, be subject to any easement, trail
16 or right-of-way in existence on the date of the
17 native allotment applicant’s actual commence-
18 ment of use and occupancy. The jurisdiction of
19 the Department is hereby extended to make the
20 factual determination required by this sub-
21 section.”.

22 **SEC. 10. VISITOR SERVICES.**

23 Paragraph (1) of section 1307(b) of the Alaska Na-
24 tional Interest Lands Conservation Act (16 U.S.C. 3197(b))
25 is amended—

1 (1) by striking “Native Corporation” and insert-
2 ing “Native Corporations”; and

3 (2) by striking “is most directly affected” and
4 inserting “are most directly affected”.

5 **SEC. 11. TRAINING OF FEDERAL LAND MANAGERS.**

6 *The Alaska National Interest Lands Conservation Act*
7 *(Public Law 96–487, 94 Stat. 2371) is amended as follows:*

8 (1) Section 101 is amended by the addition of a
9 new subsection (e) as follows:

10 “(e) In order to comply with this Act all federal public
11 land managers in Alaska, or a region that includes Alaska,
12 shall participate in an ANILCA and ANCSA training class
13 to be completed within 120 days after enactment. All future
14 appointed federal public land managers in Alaska, or a re-
15 gion containing Alaska, are required to complete the afore-
16 mentioned training within 60 days of appointment.”.

17 **SEC. 12. SUBSISTENCE USES IN GLACIER BAY NATIONAL**
18 **PARK.**

19 *The Alaska National Interest Lands Conservation Act*
20 *Public Law 96–487, 94 Stat. 2371) is amended as follows:*

21 (1) Section 202(l) is amended by adding the fol-
22 lowing at the end thereof: “Subsistence uses of fish by
23 local residents shall be permitted in the park where
24 such uses are traditional in accordance with the pro-
25 visions of title VIII.”.

1 **SEC. 13. ACCESS RIGHTS.**

2 *The Alaska National Interest Lands Conservation Act*
3 *(Public Law 96-487, 94 Stat. 2371) is amended as follows:*

4 (1) *Section 1105 is amended by designating the*
5 *existing language as subsection (a) and inserting a*
6 *new subsection (b) as follows:*

7 “(b) *Any alternative route that may be identified by*
8 *the head of the federal agency shall not be less economically*
9 *feasible and prudent than the route for the system being*
10 *sought by the applicant.”.*

11 (2) *The second sentence in section 1110(a) is*
12 *amended by striking “area” and inserting in lieu*
13 *thereof: “area: Provided, That reasonable regulations*
14 *shall not include any requirements for the demonstra-*
15 *tion of pre-existing use and: Provided further, That*
16 *the Secretary shall limit any prohibitions to the*
17 *smallest area practicable, to the smallest period of*
18 *time or both. No prohibition shall occur prior to for-*
19 *mal consultation with the State of Alaska.”.*

20 (3) *The last sentence of section 1110(b) is*
21 *amended by inserting “may include easements, right-*
22 *of-way, or other interests in land or permits and” im-*
23 *mediately after “such rights”.*

24 (4) *In the last sentence of section 1110(b), strike*
25 *“lands.” and insert in lieu thereof the following:*
26 *“lands: Provided, That the Secretary shall not impose*

1 *any unreasonable fees or charges on those seeking to*
2 *secure their rights under this subsection. Individuals*
3 *or entities possessing rights under this subsection*
4 *shall not be subject to the requirement of sections*
5 *1104, 1105, 1106, and 1107 herein.”.*

6 (5) *Section 1315 is amended by adding a new*
7 *subparagraph “(g)” as follows:*

8 *“(g) Within National Forest Wilderness Areas and Na-*
9 *tional Forest Monument areas as designated in this and*
10 *subsequent Acts, the Secretary of Agriculture may permit*
11 *or otherwise regulate helicopter use and landings, except*
12 *that he shall allow for helicopter use and landings in emer-*
13 *gency situations where human life or health are in dan-*
14 *ger.”.*

15 **SEC. 14. USE OF CABINS AND ALLOWED USES.**

16 *The Alaska National Interest Lands Conservation Act*
17 *(Public Law 96–487, 94 Stat. 2371) is amended as follows:*

18 (1) *Section 1303(a)(1)(D) is amended by strik-*
19 *ing “located.” and inserting in lieu thereof: the fol-*
20 *lowing: “located: Provided, That the applicant may*
21 *not be required to waive, forfeit, or relinquish its*
22 *possessory or personalty interests in a cabin or struc-*
23 *ture.”.*

24 (2) *Section 1303(a)(2)(D) is amended by strik-*
25 *ing “located.” and inserting in lieu thereof the follow-*

1 *ing: “located: Provided, That the applicant may not*
2 *be required to waive, forfeit, or relinquish its*
3 *possessory or personalty interests in a cabin or struc-*
4 *ture.”.*

5 *(3) Section 1303(b)(3)(D) is amended by strik-*
6 *ing “located.” and inserting in lieu thereof the follow-*
7 *ing: “located: Provided, That the applicant may not*
8 *be required to waive, forfeit, or relinquish its*
9 *possessory or personalty interests in a cabin or struc-*
10 *ture.”.*

11 *(4) Section 1303 is amended by adding a new*
12 *subsection (e) as follows:*

13 *“(e) All permits, permit renewals, or renewal or con-*
14 *tinuation of valid leases issued pursuant to this section*
15 *shall provide for repair, maintenance, and replacement ac-*
16 *tivities and may authorize alterations to cabins and similar*
17 *structure that do not constitute a significant impairment*
18 *of unit purposes.”.*

19 *(5) Section 1316(a) is amended by striking “per-*
20 *mittee.” in the last sentence and inserting in lieu*
21 *thereof the following: “permittee: Provided, That*
22 *structures and facilities may be allowed to stand from*
23 *season to season.”.*

24 *(6) Section 1316(a) is amended in the first sen-*
25 *tence by deleting “equipment” and inserting in lieu*

1 *thereof: “equipment, including motorized and me-*
2 *chanical equipment,”.*

3 **SEC. 15. REPORT.**

4 *Within nine months after the date of enactment of this*
5 *Act, the Secretary of the Interior shall submit to Congress*
6 *a report which includes the following:*

7 (1) *LOCAL HIRE.—(A) The report shall—*

8 *(i) indicate the actions taken in carrying*
9 *out subsection (b) of section 1308 of the Alaska*
10 *National Interest Lands Conservation Act (16*
11 *U.S.C. 3198); and*

12 *(ii) also address the recruitment processes*
13 *that may restrict employees hired under sub-*
14 *section (a) of such section from successfully ob-*
15 *taining positions in the competitive service.*

16 (B) *The Secretary of Agriculture shall cooperate*
17 *with the Secretary of the Interior in carrying out this*
18 *paragraph with respect to the Forest Service.*

19 (2) *LOCAL CONTRACTS.—The report shall de-*
20 *scribe the actions of the Secretary of the Interior in*
21 *contracting with Alaska Native Corporations to pro-*
22 *vide services with respect to public lands in Alaska.*