

118TH CONGRESS
2D SESSION

H. R. 9372

To take certain Federal land in the State of Washington into trust for the Lower Elwha Klallam Tribe, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 16, 2024

Mr. KILMER introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To take certain Federal land in the State of Washington into trust for the Lower Elwha Klallam Tribe, 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 “Lower Elwha Klallam
5 Tribe Project Lands Restoration Act”.

6 **SEC. 2. LAND TAKEN INTO TRUST FOR THE LOWER ELWHA**
7 **KLALLAM TRIBE.**

8 (a) DEFINITIONS.—In this section:

9 (1) RESERVATION.—The term “Reservation”
10 means the Lower Elwha Indian Reservation, also

1 known as the Lower Elwha Reservation, located in
2 the State of Washington.

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

5 (3) TRIBE.—The term “Tribe” means the
6 Lower Elwha Tribal Community, also known as the
7 Lower Elwha Klallam Tribe, in the State of Wash-
8 ington.

9 (b) LAND HELD IN TRUST.—

10 (1) IN GENERAL.—Subject to all valid existing
11 rights of the United States, the approximately
12 1,082.63 acres generally depicted as “NPS Parcels
13 to be Transferred to Tribe” on the map entitled
14 “Olympic National Park Proposed Transfer of
15 Elwha Lands”, numbered 149/178020, and dated
16 December 2021, are hereby declared to be held in
17 trust by the United States for the benefit of the
18 Tribe.

19 (2) INCLUSION IN RESERVATION.—The land
20 taken into trust under paragraph (1) is hereby de-
21 clared to be part of the Reservation.

22 (3) LAW APPLICABLE TO CERTAIN LAND.—The
23 land taken into trust under paragraph (1) shall not
24 be subject to any requirements for valuation, ap-
25 praisal, or equalization under any Federal law.

1 (c) LAND MANAGEMENT.—Of the lands taken into
2 and held in trust under subsection (b), that portion of the
3 Elwha River subject to section 3(c)(3) of the Elwha River
4 Ecosystem and Fisheries Restoration Act (Public Law
5 102–495) shall be managed in accordance with section
6 1(b) of the Wild and Scenic Rivers Act (16 U.S.C. 1271),
7 except for necessary modifications under section 3(c)(3)
8 of the Elwha River Ecosystem and Fisheries Restoration
9 Act.

10 (d) MAP AND SURVEY.—

11 (1) BOUNDARY ADJUSTMENT; SURVEY.—As
12 soon as practicable after the date of enactment of
13 this Act, the Secretary shall conduct a survey to de-
14 fine the boundaries of the land taken into and held
15 in trust under subsection (b).

16 (2) ADJUSTMENTS.—The Secretary may make
17 minor boundary adjustments to the lands taken into
18 and held in trust under subsection (b) and may cor-
19 rect any minor errors in any map, acreage estimate,
20 or description of the lands taken into and held in
21 trust under subsection (b).

22 (e) GAMING PROHIBITION.—No land taken into trust
23 for the benefit of the Tribe under this Act shall be consid-
24 ered Indian lands for the purpose of the Indian Gaming
25 Regulatory Act (25 U.S.C. 2701 et seq.).

1 **SEC. 3. NO IMPACT ON TREATY RIGHTS.**

2 Nothing in this Act shall be construed as affecting

3 treaty rights under the Treaty of Point No Point.

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