



Legislative Fiscal Office
83rd Oregon Legislative Assembly
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Bill Title: Relating to Public Law 280; declaring an emergency.

Government Unit(s) Affected: Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians, Commission on Indian Services, Confederated Tribes of Grand Ronde, Confederated Tribes of Siletz, Coquille Indian Tribe, Klamath Tribes, Office of the Governor, Secretary of State, Department of Justice, Judicial Department

Summary of Fiscal Impact

The fiscal impact of this measure is indeterminate - See explanatory analysis.

Measure Description

The measure permits five federally recognized tribes in Oregon to request retrocession from Public Law 280 jurisdiction. Public Law 280 is a federal act passed in 1953 where some states, including Oregon, were given criminal and civil jurisdiction over tribal members and others on reservations of federally recognized Indian tribes. The measure directs the Governor to acknowledge receipt of the request from a tribe within 10 days and meet with tribal representatives within 90 days to discuss implications and logistics of retrocession. The Governor must notify the tribe of acceptance or denial of the request within 180 days, where the Governor must communicate in good faith the reasons for denial.

Fiscal Analysis

The measure directs the Governor to meet with requesting tribe representatives within the forementioned timeframes. The number of meetings is indeterminate, and would require consultation with the Department of Justice, but is anticipated to have a minimal fiscal impact to the Office of the Governor and Department of Justice.

Nine Federally Recognized Tribes in Oregon

The fiscal impact on tribal governments is indeterminate, as the measure allows but does not require, tribes to seek retrocession. The anticipated costs to tribes who seek retrocession could include establishment of independent law enforcement and judicial mechanisms but will be dependent on implementation.

The measure has no fiscal impact to the Commission on Indian Services, Secretary of State or Judicial Department.

Relevant Dates

The measure declares an emergency and takes effect on passage.