

# Senate Bill 1011

Sponsored by Senators BROADMAN, MCLANE, Representatives HARTMAN, MCINTIRE, SANCHEZ; Senator NASH

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says an Indian tribe in this state can ask the Governor to help retrocede P.L. 280 for the tribe. (Flesch Readability Score: 64.6).

Allows a federally recognized Indian tribe located in this state to submit a request to the Governor for retrocession of Public Law 280 jurisdiction. Prescribes the Governor's duties.

Declares an emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to Public Law 280; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section, "P.L. 280 jurisdiction" means the authority**  
5 **granted to this state over specific criminal and civil matters in a federally recognized Indian**  
6 **tribe located in this state, under Public Law 280, codified at 18 U.S.C. 1162 and 25 U.S.C. 1321,**  
7 **and pursuant to:**

8 (a) **Public Law 95-195, codified at 25 U.S.C. 711(d)(6), November 18, 1977 (Siletz Indian**  
9 **Tribe Restoration Act);**

10 (b) **Public Law 98-165, codified at 25 U.S.C. 713f(c)(6), November 22, 1983 (Grand Ronde**  
11 **Restoration Act);**

12 (c) **Public Law 98-481, codified at 25 U.S.C. 714e, October 17, 1984 (Coos, Lower Umpqua**  
13 **and Siuslaw Restoration Act);**

14 (d) **Public Law 99-398, codified at 25 U.S.C. 556e, August 27, 1986 (Klamath Indian Tribe**  
15 **Restoration Act); and**

16 (e) **Public Law 101-42, codified at 25 U.S.C. 715d, June 28, 1989 (Coquille Restoration Act).**

17 (2)(a) **The governing body of a federally recognized Indian tribe located in this state may**  
18 **submit to the Governor a resolution formally adopted by the governing body to request**  
19 **retrocession of P.L. 280 jurisdiction. The request may be for P.L. 280 jurisdiction**  
20 **retrocession in whole or in part.**

21 (b) **A tribe may request retrocession only on its own behalf.**

22 (3)(a) **Within 10 days after the date on which the Governor receives a request for P.L.**  
23 **280 jurisdiction retrocession, the Governor shall acknowledge receipt to the requesting tribe.**

24 (b) **Within 90 days after the date on which the Governor receives a request for P.L. 280**  
25 **jurisdiction retrocession, the Governor shall convene a meeting with the representatives of**  
26 **the requesting tribe to discuss the request for P.L. 280 jurisdiction retrocession, including**  
27 **but not limited to the implications and logistical aspects of the retrocession.**

28 (c) **Subject to paragraph (d) of this subsection, the Governor shall accept or deny a re-**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **quest for P.L. 280 jurisdiction retrocession within 180 days after receiving the request and**  
2 **notify the requesting tribe of the Governor’s decision. If the Governor accepts the request,**  
3 **the Governor shall within 10 days after the decision petition the United States Secretary of**  
4 **the Interior pursuant to 25 U.S.C. 1323, and any regulations promulgated thereunder, for P.L.**  
5 **280 jurisdiction retrocession as described in the request. The Governor by proclamation may**  
6 **declare intent to petition the United States Secretary of the Interior as described in this**  
7 **paragraph. If the Governor denies the request, the Governor shall identify the reasons for**  
8 **the denial and communicate in good faith with the requesting tribe regarding the denial.**

9 **(d) The Governor and the requesting tribe may by mutual consent agree to extend the**  
10 **timeframe described in paragraph (c) of this subsection up to an additional 180 days.**

11 **(4) The retrocession of P.L. 280 jurisdiction shall not diminish or abrogate the sover-**  
12 **eignty of a tribe that requests retrocession. The tribe shall retain the prerogative to govern**  
13 **the tribe’s territory and population in accordance with tribal law, policy and tradition.**

14 **SECTION 2. This 2025 Act being necessary for the immediate preservation of the public**  
15 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**  
16 **on its passage.**

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