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**Legislative Bulletin.....January 20, 2009**

**Contents:**

**Rule & Amendments to:**

**H.R. 3254** - Taos Pueblo Indian Water Rights Settlement Act

**H.R. 3342** - Aamodt Litigation Settlement Act

**H.R. 1065** - White Mountain Apache Tribe Water Rights Quantification Act of 2009

H.R. 3254, H.R. 3342, and H.R.1065 are scheduled to be considered on the House floor on Thursday, January 21, 2009, subject to a structured rule ([H.Res.1017](#)). Today, the house is scheduled to consider the rule governing consideration of these three bills. The resolution will provide for consideration of all three bills. H.Res.1017 waives all points of order against consideration of the bill, except for clause 9 (earmarks) and clause 10 (“pay-go” violations) of rule XXI. The rule allows one hour of debate and provides one motion to recommit with or without instructions for each separate bill. The rule provides for the consideration of a total of four amendments. One amendment (Part A, B, & D) for each bill will be offered during consideration of the bill. The fourth amendment (Part C) in the nature of a substitute for H.R. 1065 is now printed in the bill, and self executes under the rule.

**SUMMARY OF AMENDMENTS MADE IN ORDER UNDER THE RULE**

**PART A – H.R. 3254**

**McClintock (R-CA).** The amendment prohibits the bill from taking affect until the Attorney General has submitted to Congress a formal report stating the water rights settlement will represent a net benefit to the federal government based on costs and the risk of future litigation with the Taos Tribe.

**PART B – H.R. 3342**

**McClintock (R-CA).** The amendment prohibits the bill from taking affect until the Attorney General has submitted to Congress a formal report stating the water rights settlement will represent a net benefit to the federal government based on costs and the risk of future litigation with the Pueblo Tribe.

**PART C – H.R. 1065**

**Self Executes Under Rule.** The amendment delays the enforceability date for the United States to act as trustee for water right claims from 2015 to 2020. The amendment makes changes in the investment and expenditure accounts of the White Mountain Apache Water Rights Settlement

Account in accordance with the Lower Colorado River Basin Project Act to make H.R. 1065 “pay-go” compliant. The amendment also extends a number of interest payment deadlines till later in the decade.

#### **PART D – H.R. 1065**

**McClintock (R-CA).** The amendment prohibits the bill from taking affect until the Attorney General has submitted to Congress a formal report stating the water rights settlement will represent a net benefit to the federal government based on costs and the risk of future litigation with the White Mountain Apache Tribe.

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