

118TH CONGRESS  
1ST SESSION

# S. 2489

To amend the Indian Self-Determination and Education Assistance Act to allow the Secretary of Agriculture to enter into self-determination contracts with Tribal organizations to carry out the food distribution program on Indian reservations, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 25, 2023

Ms. SMITH (for herself and Mr. HOEVEN) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

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## A BILL

To amend the Indian Self-Determination and Education Assistance Act to allow the Secretary of Agriculture to enter into self-determination contracts with Tribal organizations to carry out the food distribution program on Indian reservations, 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 “FDPIR Tribal Food  
5 Sovereignty Act of 2023”.

1 **SEC. 2. SELF-DETERMINATION FOR FOOD DISTRIBUTION**  
2 **PROGRAM ON INDIAN RESERVATIONS.**

3 Title I of the Indian Self-Determination and Edu-  
4 cation Assistance Act (25 U.S.C. 5321 et seq.) is amended  
5 by adding at the end the following:

6 **“SEC. 112. SELF-DETERMINATION FOR FOOD DISTRIBUTION**  
7 **PROGRAM ON INDIAN RESERVATIONS.**

8 “(a) **FOOD DISTRIBUTION PROGRAM ON INDIAN**  
9 **RESERVATIONS.**—The Secretary of Agriculture shall enter  
10 into self-determination contracts, in accordance with sub-  
11 section (b), with Tribal organizations, on the request of  
12 any Indian Tribe by Tribal resolution, to carry out the  
13 food distribution program on Indian reservations estab-  
14 lished under section 4(b) of the Food and Nutrition Act  
15 of 2008 (7 U.S.C. 2013(b)).

16 “(b) **SELF-DETERMINATION CONTRACT.**—A self-de-  
17 termination contract entered into under subsection (a)  
18 shall have the same terms and conditions, and be subject  
19 to the same procedures, regulations, and requirements, as  
20 a self-determination contract entered into under section  
21 102, except that the Secretary of Agriculture and the De-  
22 partment of Agriculture shall be the appropriate Secretary  
23 and agency for purposes of a self-determination contract  
24 entered into under subsection (a).

25 “(c) **TECHNICAL ASSISTANCE.**—The Office of Self-  
26 Governance of the Bureau of Indian Affairs shall provide

1 technical assistance with respect to a self-determination  
2 contract authorized under subsection (a)—  
3           “(1) to the Secretary of Agriculture; and  
4           “(2) to Indian Tribes and Tribal organizations  
5 that request that assistance.”.

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