

## Union Calendar No.

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3073

[Report No. 119-]

To confer jurisdiction on the State of Utah with respect to civil causes of action arising on or within the Indian lands of the Shivwits Band of Paiutes, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2025

Ms. MALOY introduced the following bill; which was referred to the Committee on Natural Resources

FEBRUARY --, 2026

Committed to the Committee of the Whole House on the State of the Union,  
and ordered to be printed

# **A BILL**

To confer jurisdiction on the State of Utah with respect to civil causes of action arising on or within the Indian lands of the Shivwits Band of Paiutes, 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 “Shivwits Band of Pai-

5        utes Jurisdictional Clarity Act”.

6 **SEC. 2. DEFINITIONS.**

7        In this Act:

8            (1) INDIAN LANDS.—The term “Indian lands”  
9        means lands of the Shivwits Band of Paiutes that  
10       are—

11            (A) held in trust by the United States for  
12       the benefit of the Shivwits Band of Paiutes; or

13            (B) subject to a restriction against alien-  
14       ation imposed by the United States.

15            (2) SHIVWITS BAND OF PAIUTES.—The term  
16       “Shivwits Band of Paiutes” means—

17            (A) the Shivwits Band of Paiutes, a feder-  
18       ally recognized Indian Tribe restored by Con-  
19       gress pursuant to the Paiute Indian Tribe of  
20       Utah Restoration Act (Public Law 96–227; 94.  
21       Stat. 317);

22            (B) the recognized governing body of the  
23       Shivwits Band of Paiutes;

24            (C) any Shivwits Tribal enterprise, includ-  
25       ing any commercial activity, business, or entity

1 managed, controlled, or operated by the  
2 Shivwits Band of Paiutes, and any subsidiaries  
3 thereto; and

4 (D) any corporation chartered by the  
5 Shivwits Band of Paiutes under section 17 of  
6 the Act of June 18, 1934 (commonly known as  
7 the “Indian Reorganization Act”) (48 Stat.  
8 988, chapter 576; 25 U.S.C. 5124), and any  
9 subsidiaries thereto.

10 **SEC. 3. STATE CIVIL JURISDICTION.**

11 The State of Utah shall have jurisdiction over any  
12 civil cause of action—

13 (1) to which the Shivwits Band of Paiutes is a  
14 party; and

15 (2) that arises on or within the Indian lands.

16 **SEC. 4. FEDERAL COURT JURISDICTION.**

17 (a) IN GENERAL.—Any contract or agreement, in-  
18 cluding a lease, affecting or arising on the Indian lands,  
19 or to which the Shivwits Band of Paiutes is a party, shall  
20 be considered within the meaning of “commerce” as de-  
21 fined in section 1 of title 9, United States Code.

22 (b) CAUSES OF ACTION.—Any cause of action arising  
23 from any contract or agreement, including a lease, affect-  
24 ing or arising on the Indian lands, or to which the  
25 Shivwits Band of Paiutes is a party, shall be deemed to

1 be a civil cause of action arising under the Constitution,  
2 laws, or treaties of the United States within the meaning  
3 of section 1331 of title 28, United States Code.

4 **SEC. 5. SOVEREIGN IMMUNITY NOT ABROGATED.**

5 Nothing in this Act abrogates—

6 (1) the sovereign immunity of the Shivwits  
7 Band of Paiutes from unconsented suit; or

8 (2) the authority of the Shivwits Band of Pai-  
9 utes to waive that sovereign immunity.

10 **SEC. 6. SHIWITS BAND OF PAIUTES LEASING AUTHORITY.**

11 Subsection (a) of the first section of the Act of Au-  
12 gust 9, 1955 (69 Stat. 539, chapter 615; 25 U.S.C.  
13 415(a)), is amended, in the second sentence, by inserting  
14 “, land held in trust for the Shivwits Band of Paiutes”  
15 after “land held in trust for the Confederated Tribes of  
16 the Chehalis Reservation”.