

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

S. 239

To take certain mineral interests into trust for the benefit
of the Crow Tribe of Montana, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. DAINES

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Crow Revenue Act”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

7 (1) BULL MOUNTAINS LEASE.—The term “Bull
8 Mountains Lease” means the Bureau of Land Man-
9 agement Lease MTM–97988 dated June 1, 2012.

10 (2) BULL MOUNTAINS MINERAL TRACTS.—The
11 term “Bull Mountains Mineral Tracts” means the
12 mineral interests that—

1 (A) are located in Musselshell County,
2 Montana;

3 (B) comprise approximately 4,530 acres of
4 subsurface interests owned by the United States
5 located in—

- 6 (i) T. 6 N., R. 26 E., sec. 2;
7 (ii) T. 6 N., R. 26 E., sec. 24;
8 (iii) T. 6 N., R. 27 E., sec. 4;
9 (iv) T. 6 N., R. 27 E., sec. 8;
10 (v) T. 6 N., R. 27 E., sec. 10;
11 (vi) T. 6 N., R. 27 E., sec. 14;
12 (vii) T. 6 N., R. 27 E., sec. 22;
13 (viii) T. 7 N., R. 26 E., sec. 24;
14 (ix) T. 7 N., R. 26 E., sec. 26;
15 (x) T. 7 N., R. 26 E., sec. 34;
16 (xi) T. 7 N., R. 27 E., sec. 20; and
17 (xii) T. 7 N., R. 27 E., sec. 22; and

18 (C) are generally depicted on the map enti-
19 tled “Bull Mountains Tracts” and dated March
20 19, 2025.

21 (3) BULL MOUNTAINS SURFACE TRACTS.—The
22 term “Bull Mountains Surface Tracts” means the
23 aggregate surface interests that—

24 (A) are located in Musselshell County,
25 Montana;

1 (B) comprise approximately 940 acres of
2 surface interests owned by the United States lo-
3 cated in—

- 4 (i) T. 6 N., R. 26 E., sec. 2;
5 (ii) T. 6 N., R. 27 E., sec. 8;
6 (iii) T. 6 N., R. 27 E., sec. 10;
7 (iv) T. 6 N., R. 28 E., sec. 8; and
8 (v) T. 7 N., R. 27 E., sec. 34; and

9 (C) are generally depicted on the map enti-
10 tled “Bull Mountains Tracts” and dated March
11 19, 2025.

12 (4) HOPE FAMILY TRACTS.—The term “Hope
13 Family Tracts” means the aggregate mineral inter-
14 ests that—

15 (A) are located in Big Horn County, Mon-
16 tana, within the boundaries of the Crow Res-
17 ervation;

18 (B) comprise approximately 4,660 acres of
19 subsurface interests owned by the Hope Family
20 Trust located in—

- 21 (i) T. 4 S., R. 37 E., sec. 33;
22 (ii) T. 4 S., R. 37 E., sec. 34;
23 (iii) T. 5 S., R. 37 E., sec. 1;
24 (iv) T. 5 S., R. 37 E., sec. 2;
25 (v) T. 5 S., R. 37 E., sec. 3;

1 (vi) T. 5 S., R. 37 E., sec. 10;

2 (vii) T. 5 S., R. 37 E., sec. 11;

3 (viii) T. 5 S., R. 37 E., sec. 12;

4 (ix) T. 5 S., R. 37 E., sec. 13;

5 (x) T. 5 S., R. 37 E., sec. 14;

6 (xi) T. 5 S., R. 37 E., sec. 15;

7 (xii) T. 5 S., R. 38 E., sec. 5;

8 (xiii) T. 5 S., R. 38 E., sec. 8;

9 (xiv) T. 5 S., R. 38 E., sec. 9;

10 (xv) T. 5 S., R. 38 E., sec. 16; and

11 (xvi) T. 5 S., R. 38 E., sec. 17; and

12 (C) are generally depicted on the map enti-
13 tled “Hope Family Tracts” and dated January
14 30, 2024.

15 (5) HOPE FAMILY TRUST.—The term “Hope
16 Family Trust” means the Joe and Barbara Hope
17 Mineral Trust.

18 (6) LESSEE.—The term “Lessee” means the
19 lessee for the Bull Mountains Lease.

20 (7) MUSSELSHELL RESOURCES LLC.—The term
21 “Musselshell Resources LLC” means the Musselshell
22 Resources Limited Liability Company, which is reg-
23 istered to do business in the State.

1 (8) MUSSELHELL RESOURCES TRACTS.—The
2 term “Musselshell Resources Tracts” means the ag-
3 gregate surface interests that—

4 (A) are located in Musselshell County,
5 Montana;

6 (B) comprise approximately 959 acres of
7 surface interests owned by Musselshell Re-
8 sources LLC located in—

9 (i) T. 7 N., R. 27 E., N $\frac{1}{2}$ NW $\frac{1}{4}$,
10 NE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ of sec. 35;

11 (ii) T. 6 N., R. 26 E., NE $\frac{1}{4}$ of sec.
12 22 lying south and west of Old Divide
13 Road; and

14 (iii) T. 6 N., R. 26 E., sec. 25; and

15 (C) are generally depicted on the map enti-
16 tled “Bull Mountains Tracts” and dated March
17 19, 2025.

18 (9) SECRETARY.—The term “Secretary” means
19 the Secretary of the Interior.

20 (10) STATE.—The term “State” means the
21 State of Montana.

22 (11) TRIBE.—The term “Tribe” means the
23 Crow Tribe of Montana.

1 **SEC. 3. MINERAL RIGHTS TO BE TAKEN INTO TRUST.**

2 (a) COMPLETION OF MINERAL CONVEYANCES.—Not
3 later than 60 days after the date of enactment of this Act,
4 in a single transaction—

5 (1) notwithstanding any other provision of law,
6 including sections 3480.0–6(d)(8) and 3452.1
7 through 3452.1–3 of title 43, Code of Federal Regu-
8 lations (or successor regulations), if the Lessee of-
9 fers to relinquish the Bull Mountains Lease, the
10 Secretary shall accept the relinquishment;

11 (2) the Hope Family Trust shall convey to the
12 Tribe all right, title, and interest in and to the min-
13 eral interests in the Hope Family Tracts; and

14 (3) subject to valid existing rights, and on relin-
15 quishment of the Bull Mountains Lease, the Sec-
16 retary shall convey to the Hope Family Trust all
17 right, title, and interest of the United States in and
18 to the mineral interests in the Bull Mountains Min-
19 eral Tracts.

20 (b) TRUST STATUS.—On the request of the Tribe,
21 the mineral interests conveyed to the Tribe under sub-
22 section (a)(2) shall be held in trust by the United States
23 for the benefit of the Tribe.

24 (c) NO STATE TAXATION.—The mineral interests
25 conveyed to the Tribe under subsection (a)(2) shall not

1 be subject to taxation by the State (including any political
2 subdivision of the State).

3 (d) REVENUE SHARING AGREEMENT.—Before the
4 conveyances under subsection (a), the Tribe shall notify
5 the Secretary, in writing, that the Tribe and the Hope
6 Family Trust have agreed on a formula for sharing rev-
7 enue from development of the mineral interests described
8 in subsection (a)(3) if those mineral interests are devel-
9 oped at a later date.

10 (e) WITHDRAWAL PRIOR TO EXCHANGE.—Subject to
11 valid existing rights, pending the conveyances under para-
12 graphs (2) and (3) of subsection (a), the tracts conveyed
13 under those paragraphs shall be withdrawn from—

14 (1) all forms of entry, appropriation, and dis-
15 posal under the public land laws;

16 (2) location, entry, and patent under the mining
17 laws; and

18 (3) operation of the mineral leasing, mineral
19 materials, and geothermal leasing laws.

20 **SEC. 4. UNLOCKING PUBLIC ACCESS.**

21 Not later than 60 days after the date of enactment
22 of this Act, in a single transaction—

23 (1) Musselshell Resources LLC shall convey to
24 the United States all right, title, and interest in and

1 to the surface interests in the Musselshell Resources
2 Tracts; and

3 (2) subject to valid existing rights, the Sec-
4 retary shall convey to Musselshell Resources LLC all
5 right, title, and interest of the United States in and
6 to the surface interests in the Bull Mountains Sur-
7 face Tracts.

8 **SEC. 5. ELIGIBILITY FOR OTHER FEDERAL BENEFITS.**

9 No amounts or other benefits provided to the Tribe
10 under this Act shall result in the reduction or denial of
11 any Federal services, benefits, or programs to the Tribe
12 or any member of the Tribe to which the Tribe or member
13 of the Tribe is entitled or eligible because of—

14 (1) the status of the Tribe as a federally recog-
15 nized Indian Tribe; or

16 (2) the status of the member as a member of
17 the Tribe.