

rado, and Sacramento, in the State of California.

(Pub. L. 103-434, title II, §208, Oct. 31, 1994, 108 Stat. 4535.)

§ 1300I-7. Regulations

The Secretary may promulgate such regulations as may be necessary to carry out the provisions of this subchapter.

(Pub. L. 103-434, title II, §209, Oct. 31, 1994, 108 Stat. 4536.)

SUBCHAPTER LXXXIV—PASKENTA BAND OF NOMLAKI INDIANS OF CALIFORNIA

§ 1300m. Definitions

For purposes of this subchapter:

(1) The term “Tribe” means the Paskenta Band of Nomlaki Indians of the Paskenta Rancheria of California.

(2) The term “Secretary” means the Secretary of the Interior.

(3) The term “Interim Council” means the governing body of the Tribe specified in section 1300m-5 of this title.

(4) The term “member” means an individual who meets the membership criteria under section 1300m-4(b) of this title.

(5) The term “State” means the State of California.

(6) The term “reservation” means those lands acquired and held in trust by the Secretary for the benefit of the Tribe pursuant to section 1300m-3 of this title.

(7) The term “service area” means the counties of Tehama and Glenn, in the State of California.

(Pub. L. 103-454, title III, §302, Nov. 2, 1994, 108 Stat. 4793.)

SHORT TITLE

Section 301 of title III of Pub. L. 103-454 provided that: “This title [enacting this subchapter] may be cited as the ‘Paskenta Band Restoration Act’.”

§ 1300m-1. Restoration of Federal recognition, rights, and privileges

(a) Federal recognition

Federal recognition is hereby extended to the Tribe. Except as otherwise provided in this subchapter, all laws and regulations of general application to Indians and nations, tribes, or bands of Indians that are not inconsistent with any specific provision of this subchapter shall be applicable to the Tribe and its members.

(b) Restoration of rights and privileges

Except as provided in subsection (d) of this section, all rights and privileges of the Tribe and its members under any Federal treaty, Executive order, agreement, or statute, or under any other authority which were diminished or lost under the Act of August 18, 1958 (Public Law 85-671; 72 Stat. 619), are hereby restored and the provisions of such Act shall be inapplicable to the Tribe and its members after November 2, 1994.

(c) Federal services and benefits

Without regard to the existence of a reservation, the Tribe and its members shall be eligible,

on and after November 2, 1994, for all Federal services and benefits furnished to federally recognized Indian tribes or their members. In the case of Federal services available to members of federally recognized Indian tribes residing on a reservation, members of the Tribe residing in the Tribe’s service area shall be deemed to be residing on a reservation.

(d) Hunting, fishing, trapping, and water rights

Nothing in this subchapter shall expand, reduce, or affect in any manner any hunting, fishing, trapping, gathering, or water right of the Tribe and its members.

(e) Indian Reorganization Act applicability

The Act of June 18, 1934 (25 U.S.C. 461 et seq.), shall be applicable to the Tribe and its members.

(f) Certain rights not altered

Except as specifically provided in this subchapter, nothing in this subchapter shall alter any property right or obligation, any contractual right or obligation, or any obligation for taxes levied.

(Pub. L. 103-454, title III, §303, Nov. 2, 1994, 108 Stat. 4793.)

REFERENCES IN TEXT

Act of August 18, 1958, referred to in subsec. (b), is Pub. L. 85-671, Aug. 18, 1958, 72 Stat. 619, which is not classified to the Code.

Act of June 18, 1934, referred to in subsec. (e), popularly known as the Indian Reorganization Act, is classified generally to subchapter V (§461 et seq.) of this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 461 of this title and Tables.

§ 1300m-2. Economic development

(a) Plan for economic development

The Secretary shall—

(1) enter into negotiations with the governing body of the Tribe with respect to establishing a plan for economic development for the Tribe;

(2) in accordance with this section and not later than two years after the adoption of a tribal constitution as provided in section 1300m-6 of this title, develop such a plan; and

(3) upon the approval of such plan by the governing body of the Tribe, submit such plan to the Congress.

(b) Restrictions

Any proposed transfer of real property contained in the plan developed by the Secretary under subsection (a) of this section shall be consistent with the requirements of section 1300m-3 of this title.

(Pub. L. 103-454, title III, §304, Nov. 2, 1994, 108 Stat. 4794.)

§ 1300m-3. Transfer of land to be held in trust

(a) Lands to be taken in trust

The Secretary shall accept any real property located in Tehama County, California, for the benefit of the Tribe if conveyed or otherwise transferred to the Secretary if, at the time of such conveyance or transfer, there are no adverse legal claims to such property, including