

**(2) Special holding account****(A) Establishment**

There is established in the Treasury, in addition to the accounts established by section 1779d(a) of this title, an interest-bearing special holding account for the benefit of the Indian Nations.

**(B) Deposits**

Notwithstanding any other provision of this subchapter or any other law, of any funds that would otherwise be deposited in a tribal trust account established by section 1779d(a) of this title, 10 percent shall—

- (i) be deposited in the special holding account established by subparagraph (A); and
- (ii) be held in that account for distribution under paragraph (3).

**(3) Distribution of funds****(A) In general**

Funds deposited in the special holding account established by paragraph (2)(A) shall be distributed in accordance with subparagraphs (B) through (D).

**(B) Claim filed**

If a claim under paragraph (1)(A) is filed by the deadline specified in that paragraph, on final adjudication of that claim—

- (i) if the final judgment awards to a claimant an amount that does not exceed the amount of funds in the special holding account under paragraph (2) attributable to the Indian Nation from the allocation of which under section 1779c(d) of this title the funds in the special holding account are derived—
  - (I) that amount shall be distributed from the special holding account to the claimant tribe that filed the claim; and
  - (II) any remaining amount in the special holding account attributable to the claim shall be transferred to the appropriate tribal trust account for the Indian Nation established by section 1779d(a) of this title; and

- (ii) if the final judgment awards to a claimant an amount that exceeds the amount of funds in the special holding account attributable to the Indian Nation from the allocation of which under section 1779c(d) of this title the funds in the special holding account are derived—
  - (I) the balance of funds in the special holding account attributable to the Indian Nation shall be distributed to the claimant tribe that filed the claim; and
  - (II) payment of the remainder of the judgment amount awarded to the claimant tribe shall be made from the permanent judgment appropriation established pursuant to section 1304 of title 31.

**(C) No claims filed**

If no claims under paragraph (1)(A) are filed by the deadline specified in that paragraph—

- (i) any funds held in the special holding account under paragraph (2) and attributed to that Indian Nation shall be deposited in

the appropriate tribal trust account established by section 1779d(a)<sup>1</sup> of this title; and

- (ii) after the date that is 180 days after December 13, 2002, paragraph (2)(B) shall not apply to appropriations attributed to that Indian Nation.

**(c) Declaration with respect to scope of rights, title, and interests**

Congress declares that—

(1) subsection (b) of this section is intended only to establish a process by which alleged claims may be resolved; and

(2) nothing in this section acknowledges, enhances, or establishes any prior right, title, or interest of any claimant tribe in or to the Arkansas Riverbed.

(Pub. L. 107-331, title VI, §608, Dec. 13, 2002, 116 Stat. 2852.)

## REFERENCES IN TEXT

Section 1779d(a) of this title, referred to in subsec. (b)(3)(C)(i), was in the original “section 6(a)” and was translated as reading “section 606(a)”, meaning section 606(a) of Pub. L. 107-331, to reflect the probable intent of Congress, because Pub. L. 107-331 does not contain a section 6, and section 1779d(a) establishes three tribal trust fund accounts.

**§ 1779g. Effect on claims**

This subchapter shall not be construed to resolve any right, title, or interest of any Indian nation or of any claimant tribe, except their past, present, or future claims relating to right, title, or interest in or to the Riverbed and the obligations and liabilities of the United States thereto.

(Pub. L. 107-331, title VI, §609, Dec. 13, 2002, 116 Stat. 2855.)

## SUBCHAPTER XIV—PUEBLO DE SAN ILDEFONSO CLAIMS SETTLEMENT

**§ 1780. Definitions and purposes****(a) Definitions**

In this subchapter:

**(1) Administrative access**

The term “administrative access” means the unrestricted use of land and interests in land for ingress and egress by an agency of the United States (including a permittee, contractor, agent, or assignee of the United States) in order to carry out an activity authorized by law or regulation, or otherwise in furtherance of the management of federally-owned land and resources.

**(2) County**

The term “County” means the incorporated county of Los Alamos, New Mexico.

**(3) Los Alamos Agreement**

The term “Los Alamos Agreement” means the agreement among the County, the Pueblo, the Department of Agriculture Forest Service, and the Bureau of Indian Affairs dated January 22, 2004.

**(4) Los Alamos Townsite Land**

“Los Alamos Townsite Land” means the land identified as Attachment B (dated December 12, 2003) to the Los Alamos Agreement.

<sup>1</sup> See References in Text note below.