

section (a) if the Secretary determines that disclosure of the information to the public—

(A) would advance the purposes of this chapter;

(B) would not create an unreasonable risk of harm, theft, or destruction of the resource, site, or object, including individual organic or inorganic specimens; and

(C) would be consistent with other applicable laws.

(Pub. L. 110-234, title VIII, §8106, May 22, 2008, 122 Stat. 1288; Pub. L. 110-246, §4(a), title VIII, §8106, June 18, 2008, 122 Stat. 1664, 2050.)

#### CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

#### DEFINITION OF “SECRETARY”

“Secretary” as meaning the Secretary of Agriculture, see section 8701 of Title 7, Agriculture.

### § 3057. Severability and savings provisions

#### (a) Severability

If any provision of this chapter, or the application of any provision of this chapter to any person or circumstance is held invalid, the application of such provision or circumstance and the remainder of this chapter shall not be affected thereby.

#### (b) Savings

Nothing in this chapter—

(1) diminishes or expands the trust responsibility of the United States to Indian tribes, or any legal obligation or remedy resulting from that responsibility;

(2) alters, abridges, repeals, or affects any valid agreement between the Forest Service and an Indian tribe;

(3) alters, abridges, diminishes, repeals, or affects any reserved or other right of an Indian tribe; or

(4) alters, abridges, diminishes, repeals, or affects any other valid existing right relating to National Forest System land or other public land.

(Pub. L. 110-234, title VIII, §8107, May 22, 2008, 122 Stat. 1289; Pub. L. 110-246, §4(a), title VIII, §8107, June 18, 2008, 122 Stat. 1664, 2051.)

#### CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

### CHAPTER 33—NATIONAL INDIAN FOREST RESOURCES MANAGEMENT

Sec.	
3101.	Findings.
3102.	Purposes.
3103.	Definitions.
3104.	Management of Indian forest land.
3105.	Forest management deduction.
3106.	Forest trespass.
3107.	Direct payment of forest products receipts.
3108.	Secretarial recognition of tribal laws.
3109.	Indian forest land assistance account.
3110.	Tribal forestry programs.
3111.	Assessment of Indian forest land and management programs.

Sec.	
3112.	Alaska Native technical assistance program.
3113.	Establishment of Indian and Alaska Native forestry education assistance.
3114.	Postgraduation recruitment, education and training programs.
3115.	Cooperative agreement between Department of the Interior and Indian tribes.
3115a.	Tribal forest assets protection.
3116.	Obligated service; breach of contract.
3117.	Authorization of appropriations.
3118.	Regulations.
3119.	Severability.
3120.	Trust responsibility.

### § 3101. Findings

The Congress finds and declares that—

(1) the forest lands of Indians are among their most valuable resources and Indian forest lands—

(A) encompass more than 15,990,000 acres, including more than 5,700,000 acres of commercial forest land and 8,700,000 acres of woodland,

(B) are a perpetually renewable and manageable resource,

(C) provide economic benefits, including income, employment, and subsistence, and

(D) provide natural benefits, including ecological, cultural, and esthetic values;

(2) the United States has a trust responsibility toward Indian forest lands;

(3) existing Federal laws do not sufficiently assure the adequate and necessary trust management of Indian forest lands;

(4) the Federal investment in, and the management of, Indian forest land is significantly below the level of investment in, and management of, National Forest Service forest land, Bureau of Land Management forest land, or private forest land;

(5) tribal governments make substantial contributions to the overall management of Indian forest land; and

(6) there is a serious threat to Indian forest lands arising from trespass and unauthorized harvesting of Indian forest land resources.

(Pub. L. 101-630, title III, §302, Nov. 28, 1990, 104 Stat. 4532.)

#### SHORT TITLE OF 2004 AMENDMENT

Pub. L. 108-278, §1, July 22, 2004, 118 Stat. 868, provided that: “This Act [enacting section 3115a of this title] may be cited as the ‘Tribal Forest Protection Act of 2004.’”

#### SHORT TITLE

Section 301 of title III of Pub. L. 101-630 provided that: “This title [enacting this chapter] may be cited as the ‘National Indian Forest Resources Management Act.’”

### § 3102. Purposes

The purposes of this chapter are to—

(1) allow the Secretary of the Interior to take part in the management of Indian forest lands, with the participation of the lands’ beneficial owners, in a manner consistent with the Secretary’s trust responsibility and with the objectives of the beneficial owners;

(2) clarify the authority of the Secretary to make deductions from the proceeds of sale of