

terior shall review such documents to insure that they comply with the provisions of this subchapter and shall publish such documents and membership roll in the Federal Register. Publication of such roll shall not affect or delay the immediate eligibility of the members of the Association under section 1300f of this title.

(Pub. L. 95-375, §2, Sept. 18, 1978, 92 Stat. 712.)

§ 1300f-2. Membership of Tribe

For the purposes of section 1300f of this title, membership of the Pascua Yaqui Tribe shall consist of any United States citizen of Pascua Yaqui blood enrolled by the tribe.

(Pub. L. 95-375, §3, Sept. 18, 1978, 92 Stat. 712; Pub. L. 103-357, §1(b), Oct. 14, 1994, 108 Stat. 3418; Pub. L. 112-214, §1, Dec. 20, 2012, 126 Stat. 1588.)

AMENDMENTS

2012—Pub. L. 112-214 amended section generally. Prior to amendment, section set out categories of membership in the Pascua Yaqui Tribe in pars. (A) to (D).

1994—Pub. L. 103-357 added par. (C) and redesignated former par. (C) as (D).

§ 1300f-3. Study

(a) In general

The Secretary of the Interior shall conduct one or more studies to determine—

(1) whether the lands held in trust on October 14, 1994, by the United States for the Pascua Yaqui Tribe are adequate for the needs of the tribe for the foreseeable future;

(2) if such lands are not adequate—

(A) whether suitable additional lands are available for acquisition by exchange or purchase; and

(B) the cost and location of the suitable additional lands;

(3) whether the Pascua Yaqui Tribe has sufficient water rights and allocations to meet the needs of the tribe for the foreseeable future;

(4) if such water rights and allocations are not adequate—

(A) whether additional water can be acquired; and

(B) the potential sources and associated costs of such additional water;

(5) whether the Bureau of Indian Affairs and the Indian Health Service have limited funding to the Pascua Yaqui Tribe based on a determination of the tribal enrollment in 1978, rather than the current enrollment;

(6) if funding has been based on 1978 enrollment, how the funding levels can be adjusted to ensure that the Pascua Yaqui Tribe receives a fair and equitable portion of Bureau of Indian Affairs and Indian Health Service funding;

(7) the genealogy of the Pascua Yaqui Tribe; and

(8) the economic development opportunities available to the tribe as a result of the North American Free Trade Agreement.

(b) Tribal participation

The Secretary shall provide for the participation of members of the Pascua Yaqui Tribe to carry out subsection (a) of this section.

(c) Report

Not later than 2 years after the date on which funds are made available to carry out this section, the Secretary of the Interior shall submit a report to Congress that contains the results of each study conducted pursuant to subsection (a) of this section.

(d) Authorization of appropriations

There are authorized to be appropriated such sums as are necessary to carry out this section.

(Pub. L. 95-375, §4, as added Pub. L. 103-357, §2, Oct. 14, 1994, 108 Stat. 3418; amended Pub. L. 104-109, §4, Feb. 12, 1996, 110 Stat. 764.)

AMENDMENTS

1996—Subsec. (b). Pub. L. 104-109 substituted “Tribe” for “tribe”.

SUBCHAPTER LXXVIII—YSLETA DEL SUR PUEBLO: RESTORATION OF FEDERAL SUPERVISION

§ 1300g. Definitions

For purposes of this subchapter—

(1) the term “tribe” means the Ysleta del Sur Pueblo (as so designated by section 1300g-1 of this title);

(2) the term “Secretary” means the Secretary of the Interior or his designated representative;

(3) the term “reservation” means lands within El Paso and Hudspeth Counties, Texas—

(A) held by the tribe on August 18, 1987;

(B) held in trust by the State or by the Texas Indian Commission for the benefit of the tribe on August 18, 1987;

(C) held in trust for the benefit of the tribe by the Secretary under section 1300g-4(g)(2) of this title; and

(D) subsequently acquired and held in trust by the Secretary for the benefit of the tribe.¹

(4) the term “State” means the State of Texas;

(5) the term “Tribal Council” means the governing body of the tribe as recognized by the Texas Indian Commission on August 18, 1987, and such tribal council’s successors; and

(6) the term “Tiwa Indians Act” means the Act entitled “An Act relating to the Tiwa Indians of Texas.” and approved April 12, 1968 (82 Stat. 93).

(Pub. L. 100-89, title I, §101, Aug. 18, 1987, 101 Stat. 666.)

REFERENCES IN TEXT

The Tiwa Indians Act, referred to in par. (6), is Pub. L. 90-287, Apr. 12, 1968, 82 Stat. 93, which was not classified to the Code and was repealed by section 1300g-5 of this title.

SHORT TITLE

For short title of Pub. L. 100-89, which enacted this subchapter, subchapter XXXI-A of this chapter, and provisions set out as notes under section 731 of this title, as the “Ysleta del Sur Pueblo and Alabama and Couthatta Indian Tribes of Texas Restoration Act”, see section 1 of Pub. L. 100-89, set out as a note under section 731 of this title.

¹ So in original. The period probably should be a semicolon.