

tee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives unless each of said committees has theretofore notified him that it has no objection to the proposed action.

(Pub. L. 87-283, §2, Sept. 22, 1961, 75 Stat. 584; Pub. L. 103-437, §10(b), Nov. 2, 1994, 108 Stat. 4589.)

AMENDMENTS

1994—Pub. L. 103-437 substituted “Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives” for “Committees on Interior and Insular Affairs of the Senate and the House of Representatives”.

§ 166. Applicability of Federal Advisory Committee Act

The activities of the Department of the Interior associated with the Department’s consultation with Indian tribes and organizations related to the management of funds held in trust by the United States for Indian tribes shall be exempt from the Federal Advisory Committee Act (5 U.S.C. App.).

(Pub. L. 103-435, §19, Nov. 2, 1994, 108 Stat. 4574.)

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in text, is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

CHAPTER 5—PROTECTION OF INDIANS

- Sec. 171 to 173. Repealed.
- 174. Superintendence by President over tribes west of Mississippi.
- 175. United States attorneys to represent Indians.
- 176. Survey of reservations.
- 177. Purchases or grants of lands from Indians.
- 178. Fees on behalf of Indian parties in contests under public land laws.
- 179. Driving stock to feed on lands.
- 180. Settling on or surveying lands belonging to Indians by treaty.
- 181. Rights of white men marrying Indian women; tribal property.
- 182. Rights of Indian women marrying white men; tribal property.
- 183. Marriage of white men to Indian women; evidence.
- 184. Rights of children born of marriages between white men and Indian women.
- 185. Protection of Indians desiring civilized life.
- 186 to 189. Repealed or Omitted.
- 190. Sale of plants or tracts not needed for administrative or allotment purposes.
- 191. Repealed.
- 192. Sale by agents of cattle or horses not required.
- 193. Proceedings against goods seized for certain violations.
- 194. Trial of right of property; burden of proof.
- 195. Repealed.
- 196. Sale or other disposition of dead timber.
- 197. Disposition of dead timber on reservations in Minnesota.
- 198. Contagious and infectious diseases; quarantine.
- 199. Access to records of Five Civilized Tribes.
- 199a. Custody of records; Oklahoma Historical Society.
- 200. Report of offense or case of Indian incarcerated in agency jail.

- Sec. 201. Penalties; how recovered.
- 202. Inducing conveyances by Indians of trust interests in lands.

§§ 171 to 173. Repealed. May 21, 1934, ch. 321, 48 Stat. 787

Section 171, R.S. §2111, related to imposition of a penalty for sending seditious messages intending to contravene a United States treaty or law.

Section 172, R.S. §2112, related to imposition of a penalty for carrying seditious messages intending to contravene a United States treaty or law.

Section 173, R.S. §2113, related to imposition of a penalty for corresponding with foreign nations intending to incite Indians to war.

§ 174. Superintendence by President over tribes west of Mississippi

The President is authorized to exercise general superintendence and care over any tribe or nation which was removed upon an exchange of territory under authority of the act of May 28, 1830, “to provide for an exchange of lands with the Indians residing in any of the States or Territories, and for their removal west of the Mississippi;” and to cause such tribe or nation to be protected, at their new residence, against all interruption or disturbance from any other tribe or nation of Indians, or from any other person or persons whatever.

(R.S. §2114.)

CODIFICATION

R.S. §2114 derived from act May 28, 1830, ch. 148, §§7, 8, 4 Stat. 412.

AMERICAN INDIAN POLICY REVIEW COMMISSION

Pub. L. 93-580, Jan. 2, 1975, 88 Stat. 1910, as amended by Pub. L. 94-80, §§1-4, Aug. 9, 1975, 89 Stat. 415, 416; Pub. L. 95-5, Feb. 17, 1977, 91 Stat. 13, provided for the establishment, membership, etc., of the American Indian Policy Review Commission, and for investigations, studies, and a final report respecting Indian tribal government affairs, with the Commission to cease to exist three months after submission of the final report but not later than June 30, 1977, and Congressional committee reports to Congress within two years after referral to committee of the final report by the President of the Senate and Speaker of the House.

§ 175. United States attorneys to represent Indians

In all States and Territories where there are reservations or allotted Indians the United States attorney shall represent them in all suits at law and in equity.

(Mar. 3, 1893, ch. 209, §1, 27 Stat. 631; June 25, 1948, ch. 646, §1, 62 Stat. 909.)

CHANGE OF NAME

“United States attorney” substituted in text for “United States district attorney” on authority of act June 25, 1948. See section 541 of Title 28, Judiciary and Judicial Procedure.

§ 176. Survey of reservations

Whenever it becomes necessary to survey any Indian or other reservations, or any lands, the same shall be surveyed under the direction and control of the Bureau of Land Management, and as nearly as may be in conformity to the rules