

underlying lands purchased in Oklahoma under the authority granted by this chapter, or by the Act of June 18, 1934, shall be deposited in the Treasury of the United States, and such revenues are made available for expenditure by the Secretary of the Interior for the acquisition of lands and for loans to Indians in Oklahoma as authorized by this chapter and by the Act of June 18, 1934 (48 Stat. 984).

(June 26, 1936, ch. 831, § 7, 49 Stat. 1968.)

REFERENCES IN TEXT

Act of June 18, 1934, referred to in text, popularly known as the Indian Reorganization Act, is classified generally to chapter 45 (§5101 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 5101 of this title and Tables.

CODIFICATION

Section was formerly classified to section 507 of this title prior to editorial reclassification and renumbering as this section.

**§ 5208. Application of provisions to Osage County**

This chapter shall not relate to or affect Osage County, Oklahoma.

(June 26, 1936, ch. 831, § 8, 49 Stat. 1968.)

CODIFICATION

Section was formerly classified to section 508 of this title prior to editorial reclassification and renumbering as this section.

**§ 5209. Rules and regulations; repeals**

The Secretary of the Interior is authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this chapter. All Acts or parts of Acts inconsistent with this chapter are repealed.

(June 26, 1936, ch. 831, § 9, 49 Stat. 1968.)

CODIFICATION

Section was formerly classified to section 509 of this title prior to editorial reclassification and renumbering as this section.

**§ 5210. Payment of gross production taxes; method**

Whenever restricted Indian lands in the State of Oklahoma are subject to gross production tax on minerals, including oil and gas, the Secretary of the Interior, in his discretion, may cause such tax or taxes due the State of Oklahoma to be paid in the manner provided for by the statutes of the State of Oklahoma.

(Aug. 25, 1937, ch. 772, 50 Stat. 806.)

CODIFICATION

This section was not enacted as part of act June 26, 1936, ch. 831, 49 Stat. 1967, which comprises this chapter.

Section was formerly classified to section 510 of this title prior to editorial reclassification and renumbering as this section.

**CHAPTER 46—INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE**

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5326. Indian Health Service; availability of funds for Indian self-determination or self-governance contract or grant support costs.  
5327. Department of the Interior: availability of funds for Indian self-determination or self-governance contract or grant support costs.  
5328. Rules and regulations.  
5329. Contract or grant specifications.  
5330. Rescission of contract or grant and assumption of control of program, etc.; authority; grounds; procedure; correction of violation as prerequisite to new contract or grant agreement; construction with occupational safety and health requirements.  
5331. Contract disputes and claims.  
5332. Sovereign immunity and trusteeship rights unaffected.

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5341. Donations for Indians; use of gifts; annual report to Congress.  
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5343. Use of Government property by States and Territories.  
5344. Rules and regulations; minimum standards of service.  
5345. Contracts for education in public schools; submission of education plan by contractor as prerequisite; criteria for approval of plan by Secretary of the Interior; participation by non-Indian students.  
5346. Local committee of Indian parents in school districts having school boards composed of non-Indian majority.  
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SUBCHAPTER III—INDIAN EDUCATION ASSISTANCE

5351. School construction, acquisition, or renovation contracts.  
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5353. Availability of funds to agencies, institutions, and organizations.  
5354. Rules and regulations.  
5355. Eligibility for funds of tribe or tribal organization controlling or managing private schools.

Sec.  
5356. Supplemental assistance to funds provided to local educational agencies.

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5361. Establishment.  
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SUBCHAPTER V—TRIBAL SELF-GOVERNANCE—  
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5381. Definitions.  
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5387. Provisions relating to the Secretary.  
5388. Transfer of funds.  
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5392. Facilitation.  
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5395. Disclaimers.  
5396. Application of other sections of this chapter.  
5397. Regulations.  
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SUBCHAPTER VI—INDIAN LAW ENFORCEMENT  
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5411. Definitions.  
5412. Indian Law Enforcement Foundation.  
5413. Administrative services and support.

SUBCHAPTER VII—NATIONAL FUND FOR  
EXCELLENCE IN AMERICAN INDIAN EDUCATION

5421. National Fund for Excellence in American Indian Education.  
5422. Administrative services and support.  
5423. Definitions.

**§ 5301. Congressional statement of findings**

**(a) Findings respecting historical and special legal relationship, and resultant responsibilities**

The Congress, after careful review of the Federal Government's historical and special legal relationship with, and resulting responsibilities to, American Indian people, finds that—

(1) the prolonged Federal domination of Indian service programs has served to retard rather than enhance the progress of Indian people and their communities by depriving Indians of the full opportunity to develop leadership skills crucial to the realization of self-government, and has denied to the Indian people an effective voice in the planning and implementation of programs for the benefit of Indians which are responsive to the true needs of Indian communities; and

(2) the Indian people will never surrender their desire to control their relationships both among themselves and with non-Indian governments, organizations, and persons.

**(b) Further findings**

The Congress further finds that—

(1) true self-determination in any society of people is dependent upon an educational process which will insure the development of qualified people to fulfill meaningful leadership roles;

(2) the Federal responsibility for and assistance to education of Indian children has not effected the desired level of educational achievement or created the diverse opportunities and personal satisfaction which education can and should provide; and

(3) parental and community control of the educational process is of crucial importance to the Indian people.

(Pub. L. 93-638, § 2, Jan. 4, 1975, 88 Stat. 2203.)

CODIFICATION

Section was formerly classified to section 450 of this title prior to editorial reclassification and renumbering as this section.

SHORT TITLE OF 2018 AMENDMENT

Pub. L. 115-404, § 1, Dec. 31, 2018, 132 Stat. 5349, provided that: "This Act [enacting section 5348 of this title] may be cited as the 'Johnson-O'Malley Supplemental Indian Education Program Modernization Act'."

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-568, title VIII, § 801, Dec. 27, 2000, 114 Stat. 2916, provided that: "This title [see Tables for classification] may be cited as the 'Native American Laws Technical Corrections Act of 2000'."

Pub. L. 106-568, title XIII, § 1301, Dec. 27, 2000, 114 Stat. 2936, provided that: "This title [enacting subchapter VII of this chapter] may be cited as the 'American Indian Education Foundation Act of 2000'."

Pub. L. 106-260, § 1, Aug. 18, 2000, 114 Stat. 711, provided that: "This Act [see Tables for classification] may be cited as the 'Tribal Self-Governance Amendments of 2000'."

SHORT TITLE OF 1994 AMENDMENT

Pub. L. 103-413, § 1, Oct. 25, 1994, 108 Stat. 4250, provided that: "This Act [see Tables for classification] may be cited as the 'Indian Self-Determination Act Amendments of 1994'."

Pub. L. 103-413, title I, § 101, Oct. 25, 1994, 108 Stat. 4250, provided that: "This title [see Tables for classification] may be cited as the 'Indian Self-Determination Contract Reform Act of 1994'."

Pub. L. 103-413, title II, § 201, Oct. 25, 1994, 108 Stat. 4270, provided that: "This title [enacting subchapter IV (§ 5361 et seq.) of this chapter and provisions set out as notes under section 5361 of this title] may be cited as the 'Tribal Self-Governance Act of 1994'."

SHORT TITLE OF 1990 AMENDMENT

Pub. L. 101-644, title II, § 201, Nov. 29, 1990, 104 Stat. 4665, provided that: "This title [see Tables for classification] may be cited as the 'Indian Self-Determination and Education Assistance Act Amendments of 1990'."

SHORT TITLE OF 1988 AMENDMENT

Pub. L. 100-472, title I, § 101, Oct. 5, 1988, 102 Stat. 2285, provided that: "This Act [see Tables for classification] may be cited as the 'Indian Self-Determination and Education Assistance Act Amendments of 1988'."

SHORT TITLE

Pub. L. 93-638, § 1, Jan. 4, 1975, 88 Stat. 2203, provided: "That this Act [enacting this chapter, section 13a of this title, and section 2004b of Title 42, The Public Health and Welfare, and amending section 3371 of Title 5, Government Organization and Employees, section