

that relate to the control and monitoring of all subdivisions, administrative entities, and departments of the Institute.

(2) The specific responsibilities of each subdivision, entity, and department of the Institute are solely within the discretion of the Board, or its designee.

(3) The Board shall establish, within the Institute, departments for the study of culture and arts and for research and exchange, and a museum. The Board shall establish the areas of competency for the departments created under this paragraph, which may include (but are not limited to) Departments of Arts and Sciences, Visual Arts, Performing Arts, Language, Literature and Museology and a learning resources center, programs of institutional support and development, research programs, fellowship programs, seminars, publications, scholar-in-residence programs and inter-institutional programs of cooperation at national and international levels.

**(c) Other programs**

In addition to the centers and programs described in subsection (b), the Institute shall develop such programs and centers as the Board determines are necessary to—

(1) foster research and scholarship in Indian art and culture through—

- (A) resident programs;
- (B) cooperative programs; and
- (C) grant programs;

(2) complement existing tribal programs for the advancement of Indian art and culture; and

(3) coordinate efforts to preserve, support, revitalize, and develop evolving forms of Indian art and culture.

(Pub. L. 99-498, title XV, § 1510, Oct. 17, 1986, 100 Stat. 1606; Pub. L. 101-644, title V, § 502, Nov. 29, 1990, 104 Stat. 4668; Pub. L. 102-325, title XIII, § 1331(d), July 23, 1992, 106 Stat. 807.)

AMENDMENTS

1992—Subsec. (b). Pub. L. 102-325 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “There shall be established within the Institute—

“(1) a Center for Culture and Art Studies to be administered by a director (appointed by the President of the Institute, with the approval of the Board), which shall include (but not be limited to) Departments of Arts and Sciences, Visual Arts, Performing Arts, Language, Literature, and Museology;

“(2) a Center for Research and Cultural Exchange, administered by a director (appointed by the President of the Institute, with the approval of the Board), which shall include—

- “(A) a learning resources center;
- “(B) programs of institutional support and development;
- “(C) research programs;
- “(D) fellowship programs;
- “(E) seminars;
- “(F) publications;
- “(G) scholar-in-residence and artist-in-residence programs; and
- “(H) inter-institutional programs of cooperation at national and international levels; and

“(3) a Museum of American Indian and Alaska Native Arts, which shall be under the direction of the President of the Institute.”

1990—Subsec. (b)(2). Pub. L. 101-644, § 502(1), redesignated subpars. (B) to (I) as (A) to (H), respectively, and

struck out former subpar. (A) which related to a museum of Indian arts.

Subsec. (b)(3). Pub. L. 101-644, § 502(2)-(4), added par. (3).

EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

**§ 4418. Indian preference**

**(a) In general**

Notwithstanding any other provision of Federal or State law, the Institute is authorized to develop a policy or policies for the Institute to extend preference to Indians in—

- (1) admissions to, and enrollment in, programs conducted by the Institute,
- (2) employment by the Institute, and
- (3) contracts, fellowships, and grants awarded by the Institute.

**(b) Hiring preference**

In carrying out section 4416(b)(1) of this title, the President of the Institute shall, to the maximum extent practicable, give preference in hiring to Indians.

(Pub. L. 99-498, title XV, § 1511, Oct. 17, 1986, 100 Stat. 1607; Pub. L. 102-325, title XIII, § 1331(e), July 23, 1992, 106 Stat. 807.)

AMENDMENTS

1992—Subsec. (a). Pub. L. 102-325 inserted “develop a policy or policies for the Institute to” after “is authorized to”.

EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-325 effective Oct. 1, 1992, see section 2 of Pub. L. 102-325, set out as a note under section 1001 of this title.

**§ 4419. Nonprofit and nonpolitical nature of Institute**

**(a) Stock**

The Institute shall have no power to issue any shares of stock or to declare or pay any dividends.

**(b) Nonprofit nature**

No part of the income or assets of the Institute shall inure to the benefit of any director, officer, employee, or any other individual except as salary or reasonable compensation for services.

**(c) Nonpolitical nature**

The Institute may not contribute to, or otherwise support, any political party or candidate for elective public office.

(Pub. L. 99-498, title XV, § 1512, Oct. 17, 1986, 100 Stat. 1607.)

**§ 4420. Tax status; tort liability**

**(a) Tax status**

The Institute and the franchise, capital, reserves, income, and property of the Institute shall be exempt from all taxation now or hereafter imposed by the United States, by any Indian tribe, or by any State or political subdivision thereof.

**(b) Tort liability**

(1) The Institute shall be subject to liability relating to tort claims only to the extent a Fed-