

not later than 18 months after such date, was omitted from the Code as being of special and not general application.

SUBCHAPTER LXXXIII—AUBURN INDIAN RESTORATION

**§ 1300l. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 202, Oct. 31, 1994, 108 Stat. 4533, which provided for restoration of Federal recognition of the tribe and of all rights and privileges of the tribe and its members, was omitted from the Code as being of special and not general application.

SHORT TITLE

Pub. L. 103-434, title II, § 201, Oct. 31, 1994, 108 Stat. 4533, provided that title II of Pub. L. 103-434, enacting this subchapter, could be cited as the “Auburn Indian Restoration Act”.

**§ 1300l-1. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 203, Oct. 31, 1994, 108 Stat. 4533; Pub. L. 104-122, Mar. 29, 1996, 110 Stat. 764, which related to establishment of a plan for economic development for the tribe, was omitted from the Code as being of special and not general application.

**§ 1300l-2. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 204, Oct. 31, 1994, 108 Stat. 4534; Pub. L. 104-109, § 8(a), Feb. 12, 1996, 110 Stat. 876, which provided for the transfer of land to the United States to be held in trust for the tribe or an individual member of the tribe as part of the tribe’s reservation, was omitted from the Code as being of special and not general application.

**§ 1300l-3. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 205, Oct. 31, 1994, 108 Stat. 4534, which related to tribal membership rolls, was omitted from the Code as being of special and not general application.

**§ 1300l-4. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 206, Oct. 31, 1994, 108 Stat. 4535; Pub. L. 104-109, § 8(b), Feb. 12, 1996, 110 Stat. 765, which provided for governance of the tribe by an Interim Council until adoption of a new tribal constitution and bylaws, was omitted from the Code as being of special and not general application.

**§ 1300l-5. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 207, Oct. 31, 1994, 108 Stat. 4535, which related to adoption of a tribal constitution and bylaws and election of tribal officials, was omitted from the Code as being of special and not general application.

**§ 1300l-6. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 208, Oct. 31, 1994, 108 Stat. 4535, which set out definitions, was omitted from the Code as being of special and not general application.

**§ 1300l-7. Omitted**

CODIFICATION

Section, Pub. L. 103-434, title II, § 209, Oct. 31, 1994, 108 Stat. 4536, which authorized the Secretary of the Inte-

rior to promulgate regulations to carry out the provisions of this subchapter, was omitted from the Code as being of special and not general application.

SUBCHAPTER LXXXIV—PASKENTA BAND OF NOMLAKI INDIANS OF CALIFORNIA

**§ 1300m. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 302, Nov. 2, 1994, 108 Stat. 4793, which set out definitions, was omitted from the Code as being of special and not general application.

SHORT TITLE

Pub. L. 103-454, title III, § 301, Nov. 2, 1994, 108 Stat. 4793, provided that title III of Pub. L. 103-454, enacting this subchapter, could be cited as the “Paskenta Band Restoration Act”.

**§ 1300m-1. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 303, Nov. 2, 1994, 108 Stat. 4793, which provided for restoration of Federal recognition of the tribe and of all rights and privileges of the tribe and its members, was omitted from the Code as being of special and not general application.

**§ 1300m-2. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 304, Nov. 2, 1994, 108 Stat. 4794, which related to establishment of a plan for economic development for the tribe, was omitted from the Code as being of special and not general application.

**§ 1300m-3. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 305, Nov. 2, 1994, 108 Stat. 4794, which provided for the transfer of land to the United States to be held in trust for the tribe as part of the tribe’s reservation, was omitted from the Code as being of special and not general application.

**§ 1300m-4. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 306, Nov. 2, 1994, 108 Stat. 4794, which related to tribal membership rolls, was omitted from the Code as being of special and not general application.

**§ 1300m-5. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 307, Nov. 2, 1994, 108 Stat. 4795, which provided for governance of the tribe by an Interim Council until adoption of a new tribal constitution and bylaws, was omitted from the Code as being of special and not general application.

**§ 1300m-6. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 308, Nov. 2, 1994, 108 Stat. 4795, which related to adoption of a tribal constitution and bylaws and election of tribal officials, was omitted from the Code as being of special and not general application.

**§ 1300m-7. Omitted**

CODIFICATION

Section, Pub. L. 103-454, title III, § 309, Nov. 2, 1994, 108 Stat. 4796, which authorized the Secretary of the Inte-

rior to promulgate regulations to carry out the provisions of this subchapter, was omitted from the Code as being of special and not general application.

#### SUBCHAPTER LXXXV—GRATON RANCHERIA RESTORATION

##### § 1300n. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1402, Dec. 27, 2000, 114 Stat. 2939, which set out congressional findings, was omitted from the Code as being of special and not general application.

###### SHORT TITLE

Pub. L. 106-568, title XIV, §1401, Dec. 27, 2000, 114 Stat. 2939, provided that title XIV of Pub. L. 106-568, enacting this subchapter, could be cited as the “Graton Rancheria Restoration Act”.

##### § 1300n-1. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1403, Dec. 27, 2000, 114 Stat. 2939, which set out definitions, was omitted from the Code as being of special and not general application.

##### § 1300n-2. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1404, Dec. 27, 2000, 114 Stat. 2939, which provided for restoration of Federal recognition of the tribe and of all rights and privileges of the tribe and its members, was omitted from the Code as being of special and not general application.

##### § 1300n-3. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1405, Dec. 27, 2000, 114 Stat. 2940, which provided for the transfer of land to the Secretary of the Interior be held in trust for the benefit of the tribe as part of the tribe’s reservation, was omitted from the Code as being of special and not general application.

##### § 1300n-4. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1406, Dec. 27, 2000, 114 Stat. 2940, which related to tribal membership rolls, was omitted from the Code as being of special and not general application.

##### § 1300n-5. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1407, Dec. 27, 2000, 114 Stat. 2941, which provided for governance of the tribe by an Interim Tribal Council until ratification of a final tribal constitution, was omitted from the Code as being of special and not general application.

##### § 1300n-6. Omitted

###### CODIFICATION

Section, Pub. L. 106-568, title XIV, §1408, Dec. 27, 2000, 114 Stat. 2941, which related to ratification of a final constitution for the tribe and election of tribal officials, was omitted from the Code as being of special and not general application.

### CHAPTER 15—CONSTITUTIONAL RIGHTS OF INDIANS

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#### SUBCHAPTER I—GENERALLY

##### § 1301. Definitions

For purposes of this subchapter, the term—

(1) “Indian tribe” means any tribe, band, or other group of Indians subject to the jurisdiction of the United States and recognized as possessing powers of self-government;

(2) “powers of self-government” means and includes all governmental powers possessed by an Indian tribe, executive, legislative, and judicial, and all offices, bodies, and tribunals by and through which they are executed, including courts of Indian offenses; and means the inherent power of Indian tribes, hereby recognized and affirmed, to exercise criminal jurisdiction over all Indians;

(3) “Indian court” means any Indian tribal court or court of Indian offense; and

(4) “Indian” means any person who would be subject to the jurisdiction of the United States as an Indian under section 1153, title 18, if that person were to commit an offense listed in that section in Indian country to which that section applies.

(Pub. L. 90-284, title II, §201, Apr. 11, 1968, 82 Stat. 77; Pub. L. 101-511, title VIII, §8077(b), (c), Nov. 5, 1990, 104 Stat. 1892.)

###### AMENDMENTS

1990—Par. (2). Pub. L. 101-511, §8077(b), inserted at end “means the inherent power of Indian tribes, hereby recognized and affirmed, to exercise criminal jurisdiction over all Indians;”.

Par. (4). Pub. L. 101-511, §8077(c), added par. (4).

###### SHORT TITLE

Title II of Pub. L. 90-284, which is classified generally to this subchapter, is popularly known as the “Indian Civil Rights Act of 1968”.

#### TIME LIMITATION ON CRIMINAL MISDEMEANOR JURISDICTION OF TRIBAL COURTS OVER NON-MEMBER INDIANS

Pub. L. 101-511, title VIII, §8077(d), Nov. 5, 1990, 104 Stat. 1893, as amended by Pub. L. 102-124, §1, Oct. 9,