

Foundation after the termination of the 5-year period specified in subsection (a) of this section, on a space available, reimbursable cost basis.

(Pub. L. 93-638, title VIII, §802, formerly title V, §502, as added Pub. L. 106-568, title XIII, §1302, Dec. 27, 2000, 114 Stat. 2938; renumbered title VIII, §802, and amended Pub. L. 111-211, title II, §231(d), July 29, 2010, 124 Stat. 2278.)

CODIFICATION

Section was formerly classified to section 458ddd-1 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2010—Subsec. (a)(2). Pub. L. 111-211, §231(d)(3), substituted reference to section 5421 of this title for reference to former section 458bbb of this title.

§ 5423. Definitions

For the purposes of this subchapter—

(1) the term “Bureau funded school” has the meaning given that term in title XI of the Education Amendments of 1978 [25 U.S.C. 2000 et seq.];

(2) the term “Foundation” means the Foundation established by the Secretary pursuant to section 5421 of this title; and

(3) the term “Secretary” means the Secretary of the Interior.

(Pub. L. 93-638, title VIII, §803, formerly title V, §503, as added Pub. L. 106-568, title XIII, §1302, Dec. 27, 2000, 114 Stat. 2938; renumbered title VIII, §803, and amended Pub. L. 111-211, title II, §231(d), July 29, 2010, 124 Stat. 2278.)

REFERENCES IN TEXT

The Education Amendments of 1978, referred to in par. (1), is Pub. L. 95-561, Nov. 1, 1978, 92 Stat. 2143. Title XI of the Act is classified principally to chapter 22 (§2000 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 6301 of Title 20, Education, and Tables.

CODIFICATION

Section was formerly classified to section 458ddd-2 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2010—Par. (2). Pub. L. 111-211, §231(d)(3), substituted reference to section 5421 of this title for reference to former section 458bbb of this title.

CHAPTER 47—CONVEYANCE OF SUBMARGINAL LAND

Sec. 5501.	Submarginal lands of United States held in trust for specified Indian tribes.
5502.	Designation of tribes.
5503.	Submarginal lands of United States held in trust for Stockbridge Munsee Indian Community.
5504.	Existing rights of possession, contract, interest, etc.
5505.	Gross receipts from conveyed lands.
5506.	Tax exemption for conveyed lands and gross receipts; distribution of gross receipts to tribal members.

§ 5501. Submarginal lands of United States held in trust for specified Indian tribes

(a) Declaration; addition to reservations

Except as hereinafter provided, all of the right, title, and interest of the United States of

America in all of the land, and the improvements now thereon, that was acquired under title II of the National Industrial Recovery Act of June 16, 1933 (48 Stat. 200), the Emergency Relief Appropriation Act of April 8, 1935 (49 Stat. 115), and section 55 of the Act of August 24, 1935 (49 Stat. 750, 781), and that are now administered by the Secretary of the Interior for the use or benefit of the Indian tribes identified in section 5502(a) of this title, together with all minerals underlying any such land whether acquired pursuant to such Acts or otherwise owned by the United States, are hereby declared to be held by the United States in trust for each of said tribes, and (except in the case of the Cherokee Nation) shall be a part of the reservations heretofore established for each of said tribes.

(b) Imposition of conditions on conveyed lands; lands excepted from conveying authority

The property conveyed by this chapter shall be subject to the appropriation or disposition of any of the lands, or interests therein, within the Pine Ridge Indian Reservation, South Dakota, as authorized by sections 441j to 441o of title 16, and subject to a reservation in the United States of a right to prohibit or restrict improvements or structures on, and to continuously or intermittently inundate or otherwise use, lands in sections 25 and 26, township 48 north, range 3 west, at Odanah, Wisconsin, in connection with the Bad River flood control project as authorized by section 203 of the Act of July 3, 1958 (72 Stat. 297, 311): *Provided*, That this chapter shall not convey the title to any part of the lands or any interest therein that prior to October 17, 1975, have been included in the authorized water resources development projects in the Missouri River Basin as authorized by section 203 of the Act of July 3, 1958 (72 Stat. 297, 311), as amended and supplemented: *Provided further*, That such lands included in Missouri River Basin projects shall be treated as former trust lands are treated.

(c) Additional lands held in trust for specified Indian tribes

The right, title, and interest of the United States of America in all of the lands, including the improvements now thereon (title to which is in the United States), acquired under title II of the National Industrial Recovery Act of June 16, 1933 (48 Stat. 200), and any subsequent Emergency Relief Appropriation Acts, including but not limited to section 5 of the Emergency Relief Appropriation Act of 1939 (53 Stat. 927, 930) and section 4 of the Emergency Relief Appropriation Act, fiscal year 1941 (54 Stat. 611, 617), together with all minerals underlying any such land whether acquired pursuant to such Acts or otherwise owned by the United States, and which lands are now administered by the Secretary of the Interior for the use or benefit of (1) Ramah Navajo Indians, are hereby declared to be held in trust for the Ramah Band of the Navajo Tribe, and (2) Choctaw Indians of Mississippi, except lands subject to the Act of June 21, 1939 (53 Stat. 851), are hereby declared to be held in trust for the Mississippi Band of Choctaw Indians; excepting valid rights-of-way of record.

(Pub. L. 94-114, §1, Oct. 17, 1975, 89 Stat. 577; Pub. L. 97-434, §1(a), Jan. 8, 1983, 96 Stat. 2280.)

REFERENCES IN TEXT

The National Industrial Recovery Act, referred to in subsecs. (a) and (c), is act June 16, 1933, ch. 90, 48 Stat. 195. Title II of the Act was classified principally to subchapter I (§401 et seq.) of chapter 8 of former Title 40, Public Buildings, Property, and Works, and was terminated June 30, 1943 by act June 27, 1942, ch. 450, §1, 56 Stat. 410. Provisions of title II of the Act which were classified to former Title 40 were repealed by Pub. L. 107-217, §6(b), Aug. 21, 2002, 116 Stat. 1304. For complete classification of this Act to the Code, see Tables.

Emergency Relief Appropriation Act of April 8, 1935, referred to in subsec. (a), is act Apr. 8, 1935, ch. 48, 49 Stat. 115, which was not classified to the Code but was listed in the Supplementary Legislation note under section 721 of Title 15, Commerce and Trade.

Section 55 of the Act of August 24, 1935, referred to in subsec. (a), is act Aug. 24, 1935, ch. 641, §55, 49 Stat. 781, which was not classified to the Code but was listed in the Supplementary Legislation note under section 721 of Title 15.

Section 203 of the Act of July 3, 1958, referred to in subsec. (b), is section 203 of Pub. L. 85-500, July 3, 1958, 72 Stat. 311, which was not classified to the Code.

Section 5 of the Emergency Relief Appropriation Act of 1939, referred to in subsec. (c), is act June 30, 1939, ch. 252, §5, 53 Stat. 930, which was not classified to the Code.

Section 4 of the Emergency Relief Appropriation Act, fiscal year 1941, referred to in subsec. (c), is act June 26, 1940, ch. 432, §4, 54 Stat. 617, which was not classified to the Code.

Act of June 21, 1939, referred to in subsec. (c), is act June 21, 1939, ch. 235, 53 Stat. 851, which was not classified to the Code.

CODIFICATION

Section was formerly classified to section 459 of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1983—Subsec. (c). Pub. L. 97-434 added subsec. (c).

EFFECTIVE DATE OF 1983 AMENDMENT

Pub. L. 97-434, §1(c), Jan. 8, 1983, 96 Stat. 2280, provided that: "The amendments made by this Act [amending this section and section 5502 of this title] shall be effective upon enactment of this Act [Jan. 8, 1983]."

§ 5502. Designation of tribes

(a) Description of lands

The lands, declared by section 5501(a) of this title to be held in trust by the United States for the benefit of the Indian tribes named in this section, are generally described as follows:

Tribe	Reservation	Submarginal land project donated to said tribe or group	Approximate acreage
1. Bad River Band of the Lake Superior Tribe of Chippewa Indians of Wisconsin	Bad River	Bad River LI-WI-8	13,148.81
2. Blackfeet Tribe	Blackfeet	Blackfeet LI-MT-9	9,036.73
3. Cherokee Nation of Oklahoma	Delaware LI-OK-4	18,749.19
4. Cheyenne River Sioux Tribe	Cheyenne River	Adair LI-OK-5
5. Crow Creek Sioux Tribe	Crow Creek	Cheyenne Indian LI-SD-13 ..	3,738.47
6. Lower Brule Sioux Tribe	Lower Brule	Crow Creek LI-SD-10	19,169.89
7. Devils Lake Sioux Tribe	Fort Totten	Lower Brule LI-SD-10	13,209.22
8. Fort Belknap Indian Community	Fort Belknap	Fort Totten LI-ND-11	1,424.45
9. Assiniboine and Sioux Tribes	Fort Peck	Fort Belknap LI-MT-8	25,530.10
10. Lac Courte Oreilles Band of Lake Superior Chippewa Indians	Lac Courte Oreilles	Fort Peck LI-MT-6	85,835.52
11. Keweenaw Bay Indian Community	L'Anse	Fort Peck LI-MT-6	85,835.52
12. Minnesota Chippewa Tribe	White Earth	Lac Courte LI-WI-9	13,184.65
13. Navajo Tribe	Navajo	L'Anse LI-MI-8	4,016.49
14. Oglala Sioux Tribe	Pine Ridge	Twin Lakes LI-MN-6	28,544.80
15. Rosebud Sioux Tribe	Rosebud	Flat Lake LI-MN-15
16. Shoshone-Bannock Tribes	Fort Hall	Gallup-Two Wells LI-NM-18 ..	69,947.24
17. Standing Rock Sioux Tribe	Standing Rock	Pine Ridge LI-SD-7	18,064.48
		Cutmeat LI-SD-8	28,734.59
		Antelope LI-SD-9
		Fort Hall LI-ID-2	8,711.00
		Standing Rock LI-ND-10	10,255.50
		Standing Rock LI-SD-10

(b) Publication in Federal Register of boundaries, etc.; estimation of acreages

The Secretary of the Interior shall cause to be published in the Federal Register the boundaries and descriptions of the lands conveyed by this chapter. The acreages set out in the preceding subsection are estimates and shall not be construed as expanding or limiting the grant of the United States as defined in section 5501 of this title.

(Pub. L. 94-114, §2, Oct. 17, 1975, 89 Stat. 578; Pub. L. 97-434, §1(b), Jan. 8, 1983, 96 Stat. 2280.)

CODIFICATION

Section was formerly classified to section 459a of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

1983—Subsec. (a). Pub. L. 97-434 substituted "section 5501(a) of this title" for "section 5501 of this title".

EFFECTIVE DATE OF 1983 AMENDMENT

Amendment by Pub. L. 97-434 effective Jan. 8, 1983, see section 1(c) of Pub. L. 97-434, set out as a note under section 5501 of this title.

§ 5503. Submarginal lands of United States held in trust for Stockbridge Munsee Indian Community

All of the right, title, and interest of the United States in all the minerals including gas and oil underlying the submarginal lands declared to be held in trust for the Stockbridge Munsee Indian Community by the Act of October 9, 1972 (86 Stat. 795), are hereby declared to be held by the United States in trust for the Stockbridge Munsee Indian Community.

(Pub. L. 94-114, §3(a), Oct. 17, 1975, 89 Stat. 578.)

REFERENCES IN TEXT

Act of October 9, 1972, referred to in text, is Pub. L. 92-480, Oct. 9, 1972, 86 Stat. 795, which was not classified to the Code.