

(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 Provisions of title II of the Act which were classified to former Title 40 were repealed by Pub.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 | Lac Courte LI-WI-9 | 13,184.65 |
| 12. Minnesota Chippewa Tribe | White Earth | L'Anse LI-MI-8 | 4,016.49 |
| 13. Navajo Tribe | Navajo | Twin Lakes LI-MN-6 | 28,544.80 |
| 14. Oglala Sioux Tribe | Pine Ridge | Flat Lake LI-MN-15 | |
| 15. Rosebud Sioux Tribe | Rosebud | Gallup-Two Wells LI-NM-18 .. | 69,947.24 |
| 16. Shoshone-Bannock Tribes | Fort Hall | Pine Ridge LI-SD-7 | 18,064.48 |
| 17. Standing Rock Sioux Tribe | Standing Rock | 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.

CODIFICATION

Section is comprised of section 3(a) of Pub. L. 94-114. Section 3(b) of Pub. L. 94-114 repealed section 2 of Pub. L. 92-480, which related to claims offset involving the Stockbridge Munsee Indian Community and was not classified to the Code. Section 3(c) of Pub. L. 94-114 amended section 5 of Pub. L. 92-488, which related to claims offset involving the Burns Indian Colony and was not classified to the Code.

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

§ 5504. Existing rights of possession, contract, interest, etc.

(a) Preservation; force and effect of mineral leases; rejection of pending applications for leases and return of advance rental payments

Nothing in this chapter shall deprive any person of any existing valid right of possession, contract right, interest, or title he may have in the land involved, or of any existing right of access to public domain lands over and across the land involved, as determined by the Secretary of the Interior. All existing mineral leases, including oil and gas leases, which may have been issued or approved pursuant to section 5 of the Mineral Leasing Act for Acquired Lands of August 7, 1947 (61 Stat. 913, 915) [30 U.S.C. 354], or the Mineral Leasing Act of 1920 (41 Stat. 437) [30 U.S.C. 181 et seq.], as amended prior to October 17, 1975, shall remain in force and effect in accordance with the provisions thereof. All applications for mineral leases, including oil and gas leases, pursuant to such Acts, pending on October 17, 1975, and covering any of the minerals conveyed by sections 5501 and 5503 of this title shall be rejected and the advance rental payments returned to the applicants.

(b) Administration of lands

Subject to the provisions of subsection (a) of this section, the property conveyed by this chapter shall hereafter be administered in accordance with the laws and regulations applicable to property held in trust by the United States for Indian tribes, including but not limited to sections 396a to 396g of this title.

(Pub. L. 94-114, § 4, Oct. 17, 1975, 89 Stat. 578.)

REFERENCES IN TEXT

The Mineral Leasing Act of 1920, referred to in subsection (a), is act Feb. 25, 1920, ch. 85, 41 Stat. 437, known as the Mineral Leasing Act, which is classified generally to chapter 3A (§181 et seq.) of Title 30, Mineral Lands and Mining. For complete classification of this Act to the Code, see Short Title note set out under section 181 of Title 30 and Tables.

CODIFICATION

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

§ 5505. Gross receipts from conveyed lands

(a) Deposit to credit of tribe; nonapplicability

Any and all gross receipts derived from, or which relate to, the property conveyed by this chapter, the Act of July 20, 1956 (70 Stat. 581), the Act of August 2, 1956 (70 Stat. 941), the Act of October 9, 1972 (86 Stat. 795), and section 1 of

the Act of October 13, 1972 (86 Stat. 806) which were received by the United States subsequent to its acquisition by the United States under the statutes cited in section 5501 of this title and prior to such conveyance, from whatever source and for whatever purpose, including but not limited to the receipts in the special fund of the Treasury as required by section 6 of the Mineral Leasing Act for Acquired Lands of August 7, 1947 (61 Stat. 913, 915) [30 U.S.C. 355], shall as of October 17, 1975, be deposited to the credit of the Indian tribe receiving such land and may be expended by the tribe for such beneficial programs as the tribal governing body may determine: *Provided*, That this section shall not apply to any such receipts received prior to October 17, 1975, from the leasing of public domain minerals which were subject to the Mineral Leasing Act of 1920 (41 Stat. 437) [30 U.S.C. 181 et seq.], as amended and supplemented.

(b) Administration of gross receipts

All gross receipts (including but not limited to bonuses, rents, and royalties) hereafter derived by the United States from any contract, permit or lease referred to in section 5504(a) of this title, or otherwise, shall be administered in accordance with the laws and regulations applicable to receipts from property held in trust by the United States for Indian tribes.

(Pub. L. 94-114, § 5, Oct. 17, 1975, 89 Stat. 579.)

REFERENCES IN TEXT

Act of July 20, 1956, referred to in subsection (a), is act July 20, 1956, ch. 645, 70 Stat. 581, which was set out as a note under former section 465 of this title and was omitted from the Code as being of special and not general application.

Act of August 2, 1956, referred to in subsection (a), is act Aug. 2, 1956, ch. 886, 70 Stat. 941, which was not classified to the Code.

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

Section 1 of the Act of October 13, 1972, referred to in subsection (a), is section 1 of Pub. L. 92-488, Oct. 13, 1972, 86 Stat. 806, which was not classified to the Code.

The Mineral Leasing Act of 1920, referred to in subsection (a), is act Feb. 25, 1920, ch. 85, 41 Stat. 437, known as the Mineral Leasing Act, which is classified generally to chapter 3A (§181 et seq.) of Title 30, Mineral Lands and Mining. For complete classification of this Act to the Code, see Short Title note set out under section 181 of Title 30 and Tables.

CODIFICATION

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

§ 5506. Tax exemption for conveyed lands and gross receipts; distribution of gross receipts to tribal members

All property conveyed to tribes pursuant to this chapter and all the receipts therefrom referred to in section 5505 of this title, shall be exempt from Federal, State, and local taxation so long as such property is held in trust by the United States. Any distribution of such receipts to tribal members shall neither be considered as income or resources of such members for purposes of any such taxation nor as income, resources, or otherwise utilized as the basis for de-