

the Secretary of the interests of such Tribe in the lands described in paragraph (2)(B) and the Secretary shall declare that such interests are held in trust by the Secretary for the benefit of such Tribe and that such interests are part of the reservation of such Tribe under sections 465 and 467 of this title, subject to any encumbrances and rights that are held at the time of such transfer by any person or entity other than such Tribe. The Secretary shall publish in the Federal Register the legal description of any lands that are declared held in trust by the Secretary under this paragraph.

(c) Authority of Secretary not affected

Nothing in this section shall affect or diminish the authority and responsibility of the Secretary to take land into trust.

(d) Application of title 26

(1) The provisions of title 26 (including sections 1441, 3402(q), 6041, and 6050I, and chapter 35 of such title) concerning the reporting and withholding of taxes with respect to the winnings from gaming or wagering operations shall apply to Indian gaming operations conducted pursuant to this chapter, or under a Tribal-State compact entered into under section 2710(d)(3) of this title that is in effect, in the same manner as such provisions apply to State gaming and wagering operations.

(2) The provisions of this subsection shall apply notwithstanding any other provision of law enacted before, on, or after October 17, 1988, unless such other provision of law specifically cites this subsection.

(Pub. L. 100-497, §20, Oct. 17, 1988, 102 Stat. 2485.)

§ 2720. Dissemination of information

Consistent with the requirements of this chapter, sections 1301, 1302, 1303 and 1304 of title 18 shall not apply to any gaming conducted by an Indian tribe pursuant to this chapter.

(Pub. L. 100-497, §21, Oct. 17, 1988, 102 Stat. 2486.)

§ 2721. Severability

In the event that any section or provision of this chapter, or amendment made by this chapter, is held invalid, it is the intent of Congress that the remaining sections or provisions of this chapter, and amendments made by this chapter, shall continue in full force and effect.

(Pub. L. 100-497, §22, Oct. 17, 1988, 102 Stat. 2486.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original "this Act", meaning Pub. L. 100-497, Oct. 17, 1988, 102 Stat. 2467, known as the Indian Gaming Regulatory Act, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 2701 of this title and Tables.

CHAPTER 30—INDIAN LAW ENFORCEMENT REFORM

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| Sec. 2801. | Definitions. |
| 2802. | Indian law enforcement responsibilities. <ul style="list-style-type: none"> (a) Responsibility of Secretary. (b) Division of Law Enforcement Services; establishment and responsibilities. |

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| Sec. | (c) Additional responsibilities of Division. |
| | (d) Branch of Criminal Investigations; establishment, responsibilities, regulations, personnel, etc. |
| | (e) Division of Law Enforcement Services personnel; standards of education, experience, etc.; classification of positions. |
| 2803. | Law enforcement authority. |
| 2804. | Assistance by other agencies. <ul style="list-style-type: none"> (a) Agreement for use of personnel or facilities of Federal, tribal, State, or other government agency. (b) Agreement to be in accord with agreements between Secretary and Attorney General. (c) Limitations on use of personnel of non-Federal agency. (d) Authority of Federal agency head to enter into agreement with Secretary. (e) Authority of Federal agency head to enter into agreement with Indian tribe. (f) Status of person as Federal employee. |
| 2805. | Regulations. |
| 2806. | Jurisdiction. <ul style="list-style-type: none"> (a) Investigative jurisdiction over offenses against criminal laws. (b) Exercise of investigative authority. (c) Law enforcement commission or other delegation of prior authority not invalidated or diminished. (d) Authorities in addition to prior authority; civil or criminal jurisdiction, law enforcement, investigative, or judicial authority, of United States, Indian tribes, States, etc., unaffected. |
| 2807. | Uniform allowance. |
| 2808. | Source of funds. |
| 2809. | Reports to tribes. <ul style="list-style-type: none"> (a) Reports by law enforcement officials of Bureau or Federal Bureau of Investigation. (b) Reports by United States attorney. (c) Case file included within reports. (d) Transfer or disclosure of confidential or privileged communication, information or sources to tribal officials. |

§ 2801. Definitions

For purposes of this chapter—

- (1) The term "Bureau" means the Bureau of Indian Affairs of the Department of the Interior.
- (2) The term "employee of the Bureau" includes an officer of the Bureau.
- (3) The term "enforcement of a law" includes the prevention, detection, and investigation of an offense and the detention or confinement of an offender.
- (4) The term "Indian country" has the meaning given that term in section 1151 of title 18.
- (5) The term "Indian tribe" has the meaning given that term in section 1301 of this title.
- (6) The term "offense" means an offense against the United States and includes a violation of a Federal regulation relating to part or all of Indian country.
- (7) The term "Secretary" means the Secretary of the Interior.
- (8) The term "Division of Law Enforcement Services" means the entity established within the Bureau under section 2802(b) of this title.