

efit of the Secretary sufficient to insure against all reasonably foreseeable,¹ direct, and consequential damages to the property of the tribe, private persons, and the United States, which may result from the proposed lease.

(Pub. L. 99-450, §13, Oct. 8, 1986, 100 Stat. 1135.)

§ 1600k. Notices and existing laws

(a) Provisions relating to construction work, liability for damage, etc., on Mississippi River; notice to lessees

(1) Nothing in this chapter shall alter or affect in any way the provisions of section 702c of title 33.

(2) The Secretary shall provide notice of the provisions of section 702c of title 33 and this chapter to all existing and prospective lessees of lands leased by the United States and within the Colorado River Floodway.

(b) National Flood Insurance Act and National Flood Insurance Program; continuation

Except as otherwise specifically provided in this chapter, all provisions of the National Flood Insurance Act of 1968, as amended [42 U.S.C. 4001 et seq.], and requirements of the National Flood Insurance Program ("NFIP") shall continue in full force and effect within areas wholly or partially within the Colorado River Floodway. Any maps or other information required to be prepared by this chapter shall be used to the maximum extent practicable to support implementation of the NFIP.

(c) National Flood Insurance Act provisions relating directly to Floodway; notice to communities affected

The Secretary shall publish notice on three successive occasions in newspapers of general circulation in communities affected by the provisions of section 4029 of title 42.

(Pub. L. 99-450, §14, Oct. 8, 1986, 100 Stat. 1136.)

REFERENCES IN TEXT

The National Flood Insurance Act of 1968, referred to in subsec. (b), is title XIII of Pub. L. 90-448, Aug. 1, 1968, 82 Stat. 572, as amended, which is classified principally to chapter 50 (§4001 et seq.) of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 4001 of Title 42 and Tables.

§ 1600l. Authorization of appropriations

There is authorized to be appropriated to the Department of the Interior \$600,000, through the end of fiscal year 1990, in addition to any other funds now available to the Department to discharge its duties to implement sections 1600b to 1600k of this title and section 4029 of title 42: *Provided*, That by mutual agreement, such funds shall be made available to the Federal Emergency Management Agency to discharge its duties under section 4029 of title 42: *Provided further*, That the provisions of sections 1600d and 1600e of this title shall not be affected by this section: *And Provided further*, in addition, Indian tribes may be eligible under Public Law 93-638 [25 U.S.C. 450 et seq.] to contract for studies of

Indian lands required under the provisions of this chapter.

(Pub. L. 99-450, §15, Oct. 8, 1986, 100 Stat. 1136.)

REFERENCES IN TEXT

Public Law 93-638, referred to in text, is Pub. L. 93-638, Jan. 4, 1975, 88 Stat. 2203, as amended, known as the Indian Self-Determination and Education Assistance Act, which is classified principally to subchapter II (§450 et seq.) of chapter 14 of Title 25, Indians. For complete classification of this Act to the Code, see Short Title note set out under section 450 of Title 25 and Tables.

TRANSFER OF FUNCTIONS

For transfer of functions, personnel, assets, and liabilities of the Federal Emergency Management Agency, including the functions of the Director of the Federal Emergency Management Agency relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 313(1), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

CHAPTER 33—ALASKA NATIVE CLAIMS SETTLEMENT

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| Sec. | |
| 1601. | Congressional findings and declaration of policy. |
| 1602. | Definitions. |
| 1603. | Declaration of settlement. <ul style="list-style-type: none"> (a) Aboriginal title extinguishment through prior land and water area conveyances. (b) Aboriginal title and claim extinguishment where based on use and occupancy; submerged lands underneath inland and offshore water areas and hunting or fishing rights included. (c) Aboriginal claim extinguishment where based on right, title, use, or occupancy of land or water areas; domestic statute or treaty relating to use and occupancy; or foreign laws; pending claims. |
| 1604. | Enrollment. <ul style="list-style-type: none"> (a) Eligible Natives; finality of decision. (b) Residence; order of priority in enrollment of Natives not permanent residents; regional family or hardship enrollment. (c) Election of enrollment in thirteenth region, if established, of Native non-residents; dependent household members as bound. |
| 1605. | Alaska Native Fund. <ul style="list-style-type: none"> (a) Establishment in Treasury; deposits into Fund of general fund, interest, and revenue sharing moneys. (b) Prohibition of expenditures for propaganda or political campaigns; misdemeanor; penalty. (c) Distribution of Fund moneys among organized Regional Corporations; basis as relative number of Native enrollees in each region; reserve for payment of attorney and other fees; retention of share in Fund until organization of corporation. |
| 1606. | Regional Corporations. <ul style="list-style-type: none"> (a) Division of Alaska into twelve geographic regions; common heritage and common interest of region; area of region commensurate with operations of Native association; boundary disputes, arbitration. |

¹ So in original. Probably should be "foreseeable,".

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| | (b) Region mergers; limitation. | | (c) Patents; royalties; reservation of percentage of gross value of produced or removed minerals and of rentals and bonuses from disposition of minerals. |
| | (c) Establishment of thirteenth region for nonresident Natives; majority vote; Regional Corporation for thirteenth region. | | (d) Distribution of bonuses, rentals, and royalties from Federal disposition of minerals in public lands; payments into Alaska Native Fund based on percentage of gross value of produced minerals and of rentals and bonuses; Federal and State share calculation on remaining balance. |
| | (d) Incorporation; business for profit; eligibility for benefits; provisions in articles for carrying out chapter. | | (e) Federal enforcement; State underpayment; deductions from grants-in-aid or other Federal assistance equal to underpayment and deposit of such amount in Fund. |
| | (e) Original articles and bylaws; approval by Secretary prior to filing, submission for approval; amendments to articles; approval by Secretary; withholding approval in event of creation of inequities among Native individuals or groups. | | (f) Oil and gas revenues; amount payable equal to Federal or State royalties in cash or kind. |
| | (f) Board of directors; management; stockholders; provisions in articles or bylaws for number, term, and method of election. | | (g) Alaska Native Fund payments; cessation; reimbursement for advance payments. |
| | (g) Issuance of stock. | | (h) Final payment; order of computation. |
| | (h) Settlement Common Stock. | | (i) Outer Continental Shelf mineral revenues; provisions of section inapplicable. |
| | (i) Certain natural resource revenues; distribution among twelve Regional Corporations; computation of amount; subsection inapplicable to thirteenth Regional Corporation; exclusion from revenues. | 1609. | Limitation of actions. |
| | (j) Corporate funds and other net income, distribution among: stockholders of Regional Corporations; Village Corporations and nonresident stockholders; and stockholders of thirteenth Regional Corporation. | | (a) Complaint, time for filing; jurisdiction; commencement by State official; certainty and finality of vested rights, titles, and interests. |
| | (k) Distributions among Village Corporations; computation of amount. | | (b) Land selection; suspension and extension of rights. |
| | (l) Distributions to Village Corporations; village plan; withholding funds until submission of plan for use of money; joint ventures and joint financing of projects; disagreements, arbitration of issues as provided in articles of Regional Corporation. | 1610. | Withdrawal of public lands. |
| | (m) Distributions among Village Corporations in a region; computation of dividends for nonresidents of village; financing regional projects with equitably withheld dividends and Village Corporation funds. | | (a) Description of withdrawn public lands; exceptions; National Wildlife Refuge lands exception; time of withdrawal. |
| | (n) Projects for Village Corporations. | | (b) List of Native villages subject to chapter; review; eligibility for benefits; expiration of withdrawals for villages; alternative eligibility; eligibility of unlisted villages. |
| | (o) Annual audit; place; availability of papers, things, or property to auditors to facilitate audits; verification of transactions; report to stockholders. | 1611. | Native land selections. |
| | (p) Federal-State conflict of laws. | | (a) Acreage limitation; proximity of selections and size of sections and units; waiver. |
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| 1607. | Village Corporations. | | (d) Village Corporation for Native village at Dutch Harbor; lands and improvements and patent for Village Corporation. |
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| | (c) Applicability of section 1606. | 1612. | Surveys. |
| 1608. | Revenue sharing. | | (a) Areas for conveyance to Village Corporations; monumentation of exterior boundaries; meanderable water boundaries exempt from requirement; land occupied as primary place of residence or business, or for other purposes and other patentable lands as subject to survey. |
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| | (b) Interim payments into Alaska Native Fund based on percentage of gross value of produced or removed minerals and of rentals and bonuses; time of payment. | 1613. | Conveyance of lands. |
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| 1614. | Timber sale contracts; modification; timber from contingency area. | 1619. | Attorney and consultant fees. <ul style="list-style-type: none"> (a) Holding moneys in Fund for authorized payments. (b) Claims; submission. (c) Filing date for filing of claims; form; information. (d) Rules for receipt, determination, and settlement of claims. (e) Report to Congress; payment of claims; interest restriction. (f) Contract restriction; penalty. (g) Claims for costs in performance of certain services: submission, form, information, reasonableness, pro rata reductions; report to Congress; payment of claims; interest restriction. |
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| Sec. | <ul style="list-style-type: none"> (i) Administration of withdrawn lands; contracting and other authority of Secretaries not impaired by withdrawal. (j) Interim conveyances and underselections. (k) National forest land patents; conditions. (l) Land selection limitation; proximity to home rule or first class city and Ketchikan. (m) Licenses held by Alaska Native regional corporations. | Sec. | <ul style="list-style-type: none"> (j) Congressional consultation as prerequisite to amendment of Agreement. |
| 1622. | Annual reports to Congress until 1984; submission in 1985 of report of status of Natives, summary of actions taken, and recommendations. | 1629a. | <ul style="list-style-type: none"> Relinquishment by NANA Regional Corporation, Inc., of lands compact and contiguous to public lands in Cape Krusenstern National Monument. <ul style="list-style-type: none"> (a) Terms and conditions. (b) Conveyance of lands to United States. (c) Relinquishment of interests under filed selection applications. (d) Termination date. (e) Effect on NANA's selection rights or entitlement to lands. |
| 1623. | Authorization of appropriations. | 1629b. | <ul style="list-style-type: none"> Procedures for considering amendments and resolutions. <ul style="list-style-type: none"> (a) Coverage. (b) Basic procedure. (c) Shareholder petitions. (d) Voting standards. (e) Voting power. (f) Substantially all of the assets. |
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| 1625. | <ul style="list-style-type: none"> Securities laws exemption. <ul style="list-style-type: none"> (a) Laws; termination date of exempt status. (b) Status of Native Corporations after termination date. (c) Annual report to shareholders; shareholders of record. (d) Wholly owned subsidiaries; Settlement Trusts; voluntary registration as Investment Company. | 1629d. | <ul style="list-style-type: none"> Dissenters rights. <ul style="list-style-type: none"> (a) Coverage. (b) Relationship to State procedure. (c) Valuation of stock. (d) Form of payment. (e) Dividend adjustment. |
| 1626. | <ul style="list-style-type: none"> Relation to other programs. <ul style="list-style-type: none"> (a) Continuing availability of otherwise available governmental programs. (b) Food stamp program. (c) Eligibility for need-based Federal programs. (d) Federal Indian programs. (e) Minority and economically disadvantaged status. (f) Omitted. (g) Civil Rights Act of 1964. | 1629e. | <ul style="list-style-type: none"> Settlement Trust option. <ul style="list-style-type: none"> (a) Conveyance of corporate assets. (b) Authority and limitations of a Settlement Trust. <ul style="list-style-type: none"> (c) Savings. |
| 1627. | <ul style="list-style-type: none"> Merger of Native corporations. <ul style="list-style-type: none"> (a) Applicability of State law. (b) Terms and conditions of merger; rights of dissenting shareholders; rights and liabilities of successor corporation. (c) Alteration or elimination of dividend rights. (d) Approval of merger or consolidation by shareholders. (e) Conveyance of right to withhold consent to mineral exploration, development, etc., as part of merger or consolidation. | 1629f. | <ul style="list-style-type: none"> Claims arising from contamination of transferred lands. |
| 1628. | <ul style="list-style-type: none"> Assignments by Regional Corporations of rights to receive payments from Fund. <ul style="list-style-type: none"> (a) Recognition by Secretary; scope of recognition. (b) Nonrecognition by Secretary. (c) Claims against Secretary by stockholders of Regional or Village Corporation for recognition of assignment. | 1629g. | <ul style="list-style-type: none"> Open season for certain Alaska Native veterans for allotments. <ul style="list-style-type: none"> (a) In general. (b) Eligible person. (c) Study and report. (d) Definitions. (e) Regulations. |
| 1629. | <ul style="list-style-type: none"> Cape Krusenstern National Monument land exchange between United States and NANA Regional Corporation, Inc. <ul style="list-style-type: none"> (a) Definitions. (b) Conveyances of lands and interests in lands. (c) Exchange limited to designated lands. (d) Easement in and to transportation system lands. (e) Compliance with local laws. (f) Reconveyance of easement by NANA. (g) Construction materials taken from borrow sites within easement. (h) Agreement as governing use of lands. (i) use of construction materials from other sites. | 1629h. | <ul style="list-style-type: none"> Kake Tribal Corporation land transfer. <ul style="list-style-type: none"> (a) In general. (b) Effect on selection totals. (c) Lands subject to exchange. (d) Withdrawal. (e) Maps. (f) Watershed management. (g) Effective date. (h) Timber manufacturing; export restriction. (i) Authorization of appropriations. |

§ 1601. Congressional findings and declaration of policy

Congress finds and declares that—

(a) there is an immediate need for a fair and just settlement of all claims by Natives and Native groups of Alaska, based on aboriginal land claims;

(b) the settlement should be accomplished rapidly, with certainty, in conformity with the real economic and social needs of Natives, without litigation, with maximum participation by Natives in decisions affecting their rights and property, without establishing any permanent racially defined institutions, rights, privileges, or obligations, without creating a reservation system or lengthy wardship or trusteeship, and without adding to the