

STATE OF NEW YORK

11023

IN ASSEMBLY

May 31, 2018

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Jaffee, Thiele) -- read once and referred to the Committee on Judiciary

AN ACT in relation to requiring the department of state to promulgate rules and regulations providing for the recognition of Indian tribes as Indian Nations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The department of state shall promulgate rules and regu-
2 lations providing for a process for Indian tribes to apply to be recog-
3 nized as Indian Nations. Rules and regulations promulgated pursuant to
4 this section shall include, but not be limited to, any established
5 criteria necessary for recognizing domestic Indian tribes, the evalu-
6 ation process by which an Indian tribe can seek to be recognized as an
7 Indian Nation, and the timeline within which the department of state
8 will process such applications.

9 The department of state shall promulgate all applicable rules and
10 regulations required by this section no later than January 1, 2019.

11 § 2. The department of state shall issue an annual report and recom-
12 mendations to the legislature. The annual report shall include, but not
13 necessarily be limited to, a summary of the applications received by the
14 department of state for tribal recognition, the status of each applica-
15 tion received by the department of state, recommendations on whether
16 legislation should be enacted to grant state recognition to any such
17 applicant tribe and all material, analysis, law and reasoning used in
18 reaching such recommendation. Annual reports to the legislature shall be
19 issued no later than January thirty-first of each year.

20 § 3. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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