

Federal Law and Indian Tribes

Fall 2016

Professor Matthew L.M. Fletcher

MW 9-10:15

Room 344

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Office Hours: By Appointment

Required Texts

Getches et al., Cases and Materials on Federal Indian Law, 6th ed. 2011 (Getches)

Fall 2016 Teacher's Memorandum (TM), available on the Turtle Talk Blog

Recommended Texts

Fletcher, Federal Indian Law (West 2016)

Turtle Talk Materials

Other materials listed in the syllabus, including the Teacher's Memorandum, are available on the Turtle Talk blog (<http://turtletalk.wordpress.com/>)

Assignments

Class #1 (8/29) – **Introduction – Indian Law Origins and *Johnson v. M'Intosh***

Getches Chapter 1 (skim)

Getches Chapter 2

Class #2 (8/31) – ***The Cherokee Cases* and the Treaty Period**

Getches Chapter 3A-3D

Class #3 (9/7) – **Allotment and Reorganization**

Getches Chapter 3E; 4A-B

Class #4 (9/12) – **Termination and Self-Determination**

Getches Chapter 4C-4D

Class #5 (9/14) – **Tribal Property**

Getches Chapter 5A + TM 3-7

Class #6 (9/19) – **The Federal-Tribal Relationship**

Getches Chapter 5B-5C + TM 8-35

Class #7 (9/21) – **Tribal Sovereignty and *Martinez***

Getches Chapter 6A-6C + TM 36

Class #8 (9/26) – **Sovereign Immunity and Tribal Justice Systems, Part 1**

Getches Chapter 6D-6E + TM 36-49

Class #9 (9/28) – **Tribal Justice Systems, Part 2**

Supplemental Tribal Law Materials (see Turtle Talk)

Class #10 (10/3) – **“Indian Country”**

Getches Chapter 7A-7B + TM 50-62

Class #11 (10/5) – **Divestiture**

Getches Chapter 7C-7D

No class 10/10

Class #12 (10/12) – **Civil Adjudicatory Jurisdiction, Part 1**

Getches Chapter 8A + TM 63-70

Class #13 (10/17) – **Civil Adjudicatory Jurisdiction, Part 2**

Supplemental Civil Jurisdiction Materials (see Turtle Talk)

Class #14 (10/19) – **Taxation and Regulation**

Getches Chapter 8B-8C + TM 70-74

Class #15 (10/24) – **Indian Child Welfare Act**

Getches Chapter 8D + TM 74-93

Class #16 (10/26) – **Indian Gaming**

Getches Chapter 9 Intro and 9B + TM 64-96

Class #17 (10/31) – **Indian Religion and Culture**

Getches Chapter 10 + TM 97-98

Class #18 (11/2) – **Water Rights**

Getches Chapter 11

MSU ILPC/TICA Conference – November 3-4, 2016 – East Lansing, MI

Class #19 (11/7) – **Hunting and Fishing Rights**

Getches Chapter 12 + TM 99-101
Class #20 (11/9) – **Alaska**
Getches Chapter 13A
Class #21 (11/14) – **Hawai'i**
Getches Chapter 13B
Class #22 (11/16) – **International and Comparative Perspectives**
Getches Chapter 14
Class #23 (11/28) – **Michigan Indians**
Supplemental Materials on Michigan Indians (see Turtle Talk)
Class #24 (11/30) – **TBD**
Supplemental Materials (see Turtle Talk)
Class #25 (12/5) – **TBD**
Supplemental Materials (see Turtle Talk)
Class #26 (12/7) – Review Session