

California Indian Law Association
Tenth Annual Indian Law Conference (Oct. 8, 2010)
Topics and Panel Descriptions

***Rincon v. Schwarzenegger* and the Future of California Indian Gaming**

This panel will focus on the potential impacts for negotiation of gaming compacts between Indian tribes and the State of California arising from a decision issued this year by the United States Court of Appeals for the Ninth Circuit regarding when the State engages in bad-faith gaming compact negotiations under the Indian Gaming Regulatory Act.

NAGPRA Plus 20: Protecting Cultural Heritage Under Federal and California Law

This panel, marking 20 years since Congress passed the Native American Graves Protection and Repatriation Act of 1990 (NAGPRA), will assess the impact of NAGPRA from the perspectives of tribal and federal officials and experts working in the field. To what extent have NAGPRA's goals been achieved over the last two decades? How will and should it be implemented in years to come? The panel will also address the impact of related California state preservation laws and policies, and California specific issues that have arisen.

Implications for California from the 2010 Tribal Law and Order Act

This panel will address how this landmark recent legislation will operate in California. The panel will examine how this may impact the application of Public Law 280. What affirmative steps must a tribe take to trigger that jurisdiction and why? How can California tribes maximize participation in the various studies the law commissions? Why would the California Attorney General decline to reinstate federal jurisdiction? What should the U.S. attorneys in California do to implement this law? What about local jurisdictions? And what about those provisions for cooperative agreements? What should attorneys advise their tribal clients about this law?

Update on California Indian Law Litigation and Legislation

A discussion and update on past calendar year's significant federal and state Indian law cases out of California and U.S. Supreme Court and Ninth Circuit Court of Appeals, and an update the past calendar year's state legislation of special significance to California Indians and Tribes.