Federal Law and Indian Tribes

Fall 2013
Professor Matthew L.M. Fletcher
Classroom: HH 236
Class time: W/Th 8:45-10:10 AM
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Office Hours: Thursdays 10:30-11:30 & 1:30-4

Required Texts
Getches et al., Cases and Materials on Federal Indian Law, 6th ed. 2011 (Getches)
2013-14 Teacher’s Memorandum (TM), available on the Turtle Talk Blog

Recommended Texts
Canby, American Indian Law in a Nutshell, 5th ed. 2009 (West)
Pevar, Rights of Indians and Tribes, 4th ed. 2012 (Oxford)

Turtle Talk Materials
Other materials listed in the syllabus, including the 2013-14 Teacher's Memorandum,
are available on the Turtle Talk blog (http://turtletalk.wordpress.com/)

Assignments
Class #1 (9/4) – Introduction – Indian Law Origins and Johnson v. M’Intosh
Getches Chapter 1 (skim)
Getches Chapter 2
Class #2 (9/5) – The Cherokee Cases and the Treaty Period
Getches Chapter 3A-3D
Class #3 (9/11) – Allotment and Reorganization
Getches Chapter 3E; 4A-B

Class #4 (9/12) – **Termination and Self-Determination**
Getches Chapter 4C-4D

Class #5 (9/18) – **Tribal Property**
Getches Chapter 5A + TM 3-6

Class #6 (9/19) – **The Federal-Tribal Relationship**
Getches Chapter 5B-5C + TM 6-27

Class #7 (9/25) – **Tribal Sovereignty and Martinez**
Getches Chapter 6A-6C

Class #8 (9/26) – **Sovereign Immunity and Tribal Justice Systems, Part 1**
Getches Chapter 6D-6E + TM 28-30

Class #9 (10/2) – **Tribal Justice Systems, Part 2**
Supplemental Tribal Law Materials (see Turtle Talk)

Class #10 (10/3) – **“Indian Country”**
Getches Chapter 7A-7B + TM 31-39

Class #11 (10/9) – **Divestiture**
Getches Chapter 7C-7D

Class #12 (10/10) – **Civil Adjudicatory Jurisdiction, Part 1**
Getches Chapter 8A + TM 40-46

Class #13 (10/17) – **Civil Adjudicatory Jurisdiction, Part 2**
Supplemental Civil Jurisdiction Materials (see Turtle Talk)

Class #14 (10/23) – **Taxation and Regulation**
Getches Chapter 8B-8C + TM 46-49

**MSU ILPC Annual Indian Law Conference – October 24-25, 2013**

No class (10/24)

Class #15 (10/30) – **Indian Child Welfare Act**
Getches Chapter 8D + TM 50-65

Class #16 (10/31) – **Indian Gaming Part 1**
Getches Chapter 9 Intro and 9B + TM 66-68
Class #17 (11/6) – **Indian Gaming Part 2**
  Supplemental Indian Gaming Materials: *Michigan v. Bay Mills* (see Turtle Talk)

Class #18 (11/7) – **Reservation Resource Management** (with Trent Crable)
  Getches Chapter 9A

Class #19 (11/13) – **Indian Religion and Culture**
  Getches Chapter 10

Class # 20 (11/14) – **Water Rights**
  Getches Chapter 11

Class #21 (11/20) – **Hunting and Fishing Rights**
  Getches Chapter 12 + TM 69-71

Class #21 (11/21) – **Alaska and Hawai‘i**
  Getches Chapter 13

Class #22 (11/27) – **International and Comparative Perspectives**
  Getches Chapter 14

Class #23 (12/4) – **Michigan Indians**
  Supplemental Materials on Michigan Indians (see Turtle Talk)

Class # 24 (12/5) – **Laughing Whitefish and The Round House**
  Supplemental Materials (see Turtle Talk)

Review session TBA.