

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 746

Short Title: Amend Indian Recognition. (Public)

Sponsors: Representative Sutton.

Referred to: Military, Veterans and Indian Affairs.

March 27, 2003

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND AND MODERNIZE THE LAW NAMING THE INDIAN
3 TRIBES IN THIS STATE BY ADDING CLARIFYING INFORMATION ABOUT
4 REFERENCES TO THE LUMBEE TRIBE AND BY ADDING SECTIONS
5 RECOGNIZING THE MEHERRIN TRIBE AND THE OCCANEECHI BAND OF
6 THE SAPONI NATION.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 71A-3 reads as rewritten:

9 **"§ 71A-3. Lumbee Tribe of North Carolina; rights, privileges, immunities,**
10 **obligations and duties.**

11 The Indians now residing in Robeson and adjoining counties of North Carolina,
12 originally found by the first white settlers on the Lumbee River in Robeson County, and
13 claiming joint descent from remnants of early American Colonists and certain tribes of
14 Indians originally inhabiting the coastal regions of North Carolina, who have previously
15 been known as "Croatan Indians," "Indians of Robeson County," and "Cherokee Indians
16 of Robeson County," shall, from and after April 20, 1953, be designated and officially
17 recognized as Lumbee Tribe of North Carolina and shall continue to enjoy all rights,
18 privileges and immunities enjoyed by them as citizens of the State as now provided by
19 law, and shall continue to be subject to all the obligations and duties of citizens under
20 the law."

21 **SECTION 2.** Chapter 71A of the General Statutes is amended by adding two
22 new sections to read:

23 **"§ 71A-7.1. Meherrin Tribe of North Carolina; rights, privileges, immunities,**
24 **obligations and duties.**

25 The Indians now residing in small communities in Hertford, Bertie, Gates, and
26 Northampton Counties, who in 1726 were granted reservational lands at the mouth of
27 the Meherrin River in the vicinity of present-day Parker's Ferry near Winton in Hertford
28 County, and who are of the same linguistic stock as the Cherokee, Tuscarora, and other
29 tribes of the Iroquois Confederacy of New York and Canada, shall, from and after July

1 20, 1971, be designated and officially recognized as the Meherrin Tribe of North
2 Carolina, and shall continue to enjoy all their rights, privileges, and immunities as
3 citizens of the State as now or hereafter provided by law, and shall continue to be
4 subject to all the obligations and duties of citizens under the law.

5 **"§ 71A-7.2. Occaneechi Band of Saponi Nation in North Carolina; rights,**
6 **privileges, immunities, obligations and duties.**

7 The Indians now living primarily in the old settlement of Little Texas in Pleasant
8 Grove Township, Alamance County, who are lineal descendants of the Saponi and
9 related Indians who occupied the Piedmont of North Carolina and Virginia in precontact
10 times, and specifically of those Saponi and related Indians who formally became
11 tributary to Virginia under the Treaties of Middle Plantation in 1677 and 1680, and who
12 under the subsequent treaty of 1713 with the Colony of Virginia agreed to join together
13 as a single community, shall, from and after July 20, 1971, be designated and officially
14 recognized as the Occaneechi Band of the Saponi Nation of North Carolina, and shall
15 continue to enjoy all their rights, privileges, and immunities as citizens of the State as
16 now or hereafter provided by law, and shall continue to be subject to all the obligations
17 and duties of citizens under the law."

18 **SECTION 3.** This act is effective when it becomes law.