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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 13d-2, 458cc, 2024 of this title; title 20 sections 1131a, 1131c, 1401, 2394a, 2471, 3489, 7601, 7834; title 29 section 2202.

§ 1801. Definitions

- (a) For purposes of this chapter, the term—
  - (1) "Indian" means a person who is a member of an Indian tribe;
  - (2) "Indian tribe" means any Indian tribe, band, nation, or other organized group or community, including any Alaskan Native village or regional or village corporation as defined in or established pursuant to the Alaskan Native Claims Settlement Act [43 U.S.C. 1601 et seq.], which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians;
  - (3) "Secretary", unless otherwise designated, means the Secretary of the Interior;
  - (4) "tribally controlled community college" means an institution of higher education which is formally controlled, or has been formally sanctioned, or chartered, by the governing body of an Indian tribe or tribes, except that no more than one such institution shall be recognized with respect to any such tribe;
  - (5) "institution of higher education" means an institution of higher education as defined by section 1141(a) of title 20, except that clause (2) of such section shall not be applicable and the reference to Secretary in clause (5)(A) of such section shall be deemed to refer to the Secretary of the Interior;
  - (6) "national Indian organization" means an organization which the Secretary finds is nationally based, represents a substantial Indian constituency, and has expertise in the field of Indian education;
  - (7) "Indian student count" means a number equal to the total number of Indian students enrolled in each tribally controlled community college, determined in a manner consistent with subsection (b) of this section on the basis of the quotient of the sum of the credit hours of all Indian students so enrolled, divided by twelve; and
  - (8) "satisfactory progress toward a degree or certificate" has the meaning given to such term by the institution at which the student is enrolled.

(b) The following conditions shall apply for the purpose of determining the Indian student count pursuant to paragraph (7) of subsection (a) of this section:

- (1) Such number shall be calculated on the basis of the registrations of Indian students as in effect at the conclusion of the third week of each academic term.