

§1734. Application to Indian tribes

1. Proceedings governed by federal Indian Child Welfare Act of 1978 or Maine Indian Child Welfare Act. A child custody proceeding that pertains to an Indian child as defined in the federal Indian Child Welfare Act of 1978, 25 United States Code, Section 1901 et seq. or the Maine Indian Child Welfare Act is not subject to this chapter to the extent that it is governed by either Act.

[PL 2023, c. 359, §4 (AMD).]

2. Tribe treated as state. A court of this State shall treat a tribe as if it were a state of the United States for the purpose of applying this subchapter and subchapter II.

[PL 1999, c. 486, §3 (NEW); PL 1999, c. 486, §6 (AFF).]

3. Tribal custody determinations. A child custody determination made by a tribe under factual circumstances in substantial conformity with the jurisdictional standards of this chapter must be recognized and enforced under subchapter III.

[PL 1999, c. 486, §3 (NEW); PL 1999, c. 486, §6 (AFF).]

SECTION HISTORY

PL 1999, c. 486, §3 (NEW). PL 1999, c. 486, §6 (AFF). PL 2023, c. 359, §4 (AMD).

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