

RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
FORT APACHE INDIAN RESERVATION

- WHEREAS, the Tribal Council of the White Mountain Apache Tribe has received information that the Bureau of Indian Affairs, Office of Indian Education Programs has reduced Element 10 funds for Agency and/or Area Education Offices, otherwise known as Technical Support Services by sixteen and a half percent (16.5%) without consultation with the White Mountain Apache Tribe as required by P.L. 100-297; and
- WHEREAS, this reduction will seriously affect the operation of thirty-three (33) Technical Support Service Offices across the country and will seriously impact services on the White Mountain Apache reservation; and
- WHEREAS, Technical Support Services are necessary as many tribes, including the White Mountain Apache Tribe, have limited technical expert(s) available to assist in program compliance, oversight, monitoring, technical assistance, and training; and
- WHEREAS, specifically, further reductions will eliminate Technical Support Personnel presently working on Fort Apache Indian Reservation (secretarial and business technician staff); and
- WHEREAS, the Bureau of Indian Affairs scheduled a Consultation Hearing on the reduction of Technical Support Services on May 24 and May 25, 1990, but did not mail out information to Tribes pertaining to the Consultation Hearing until May 24, 1990; and
- WHEREAS, options for restructuring the Technical Support Services for the thirty-three (33) offices throughout the country were discussed at the May 24, 1990 consultation meeting with the Bureau of Indian Affairs without the benefit of full Tribal participation as directed under P.L. 100-297, Section 5111 - Consultation; thereby denying the White Mountain Apache Tribe consultation rights as therein described; and

WHEREAS, the Tribal Council of the White Mountain Apache Tribe opposes the sixteen and a half percent (16.5%) reduction of Element 10 Technical Assistance funding and requests that all funds be restored, and that the Bureau of Indian Affairs should schedule a future consultation hearing with timely notice to the Tribe so that it may have input regarding the issue of continuing Technical Support Services for Indian Education Programs and schools.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby unconditionally opposes any reduction of Technical Support Services to the Fort Apache Indian Reservation in violation of P.L. 100-297 and demands that any and all reductions be immediately restored as an obligation and trust responsibility of the United States Government to the White Mountain Apache Tribe.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby requests that the Bureau of Indian Affairs schedule a local Consultation Hearing whereby the Tribal Council may have input into critical education issues: To include - Public Law 95-561 Part B, Title XI, 62 BIAM; Early Childhood Programs Development; Safety and Health Programs; Special Education Standards; Policy/Procedural Guidelines and/or services under P.L. 99-457; Adult Education changes FY 91; Gifted and Talented Programs; Bureau of Indian Affairs, State Plan for Special Education under P.L.95-142 as amended; Cooperative Agreements; Bureau Testing Policy changes; Substance Abuse Guidelines; Indian School Equalization Program Certification/Audit Guidelines; Johnson O'Malley Application Procedure changes; P.L. 100-297, Grant Application Guidelines; Chapter I Memorandum of Agreement; Indian School Equalization Program Formula, 25 CFR, Part 39; Guidelines for Determining Educational Space; Off Reservation Boarding School Application Form; New School Construction Application Guidelines; Bureau's Education Initiative for FY 91 and Higher Education.

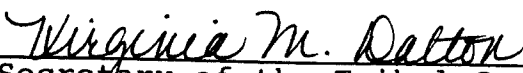
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby categorically opposes any funding cuts until such time as the Bureau of Indian Affairs schedules a consultation meeting with the White Mountain Apache Tribe as required by P.L.-100-297 so that the Budgetary impact of the proposed program regulations can be determined by the Tribe.

Resolution No. 07-90-158

BE IT FURTHER RESOLVED by the Tribal Council that it hereby authorizes the Tribal Chairman to transmit a copy of this resolution to the Arizona Congressional Delegation, and the Senate and House Committee on Indian Affairs requesting that they oppose any Bureau of Indian Affairs reduction of Technical Support Services and other proposed reductions issued to Tribes during the Bureau of Indian Affairs' purported "consultation" hearing on May 24-25, 1990 and that all reductions by the B.I.A. made in violation of P.L. 100-297 be restored immediately.

The foregoing resolution was on July 19, 1990, duly adopted by a vote of six for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) (u) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

  
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Chairman of the Tribal Council

  
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Secretary of the Tribal Council

JUL 20 1990