



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 04-2013-79

(Approving Grant Proposal and Award Receipt for Special Education for the Child Find Program)

- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and
- WHEREAS,** the Individual with Disabilities Education Act (IDEA – PL. 105-17 Part B and C) authorizes tribes or tribal organizations to receive funds for special education activities Infants and toddlers and preschool age Indian Children residing on reservations; and
- WHEREAS,** to receive funding, each reservation must be served by an elementary and /or secondary school for Indian Children operated or funded by the Department of Interior (BIA); and
- WHEREAS,** the White Mountain Apache Tribe received notifications of funding, which is authorized by the Federal Government under P.L. 105-17, as amended by the individuals with Disabilities Education Act (IDEA), part C, Section 643 and Part B, Section 611; and
- WHEREAS,** the Tribal Division of Early Childhood Development will continue to work on data collection for Part B and Part C to determine the amount of funds of the White Mountain Apache Tribe is Eligible to receive; and
- WHEREAS,** the Tribe's Child Find Program requests continued support for needed services available to Children ages 0-5, of various communities of the Fort Apache Reservation in Early Childhood Development, as stated herein; and
- WHEREAS,** the Child Find Program is administered by the Tribe through a Public Law 93-638 grant and monitored by the Bureau of Indian Affairs; and
- WHEREAS,** the staff is primarily Native American and speaks the Apache Language; and
- WHEREAS,** the program collaborates with AZEIP, DDD, ASDB, Whiteriver Unified School District Headstart, Indian Health, the FACE Program, and BIA schools; and

WHEREAS, in addition to tribal governance, the overall educational goals, procedures, and budget are overseen by the Bureau of Indian Affairs, consisting of the Contract Specialist, line Officer and Indian Self-Determination Specialist; and

WHEREAS, the goal of the White Mountain Apache Tribe's Child Find Program is four-fold:

- 1) To assist in the EARLY identification of children between zero and five who may have special needs, or who may be "at risk" for developmental delays; and
- 2) To contribute parental understanding of special services, parents' rights, development disorders, and other topics that relate to their child's specific disability; and
- 3) To collaborate with the community and local agencies to promote awareness about Special needs resources and services available to children and families; and
- 4) To provide direct services as needed and build on a history of productive collaboration between health and educational agencies, the White Mountain Apache Child Find Program will work with state and federal agencies that have a shared commitment in advancing the identification, assessment, and services provision for children living on the Fort Apache Indian Reservation;

WHEREAS, specific objectives for addressing Child Find's goals include:

1. to screen development, vision, and hearing for all children between the ages of 0-5 at the Child Find Center or in the home.
2. To conduct an Annual Door to door survey to identify the number of children residing on the reservation and to identify the children with a possible developmental delay.
3. To direct referrals to lead agency or medical agency following screening.
4. To continue tracking and monitoring children who are "at risk" for developmental delay.
5. To analyze and make cooperative assessments with lead agencies.
6. To refer to direct therapy when lead agencies cannot provide the services.
7. To provide therapeutic collaboration between Child Find professionals and lead agencies professionals.
8. To provide interpretation/translation services for families attending medical or educational appointment.
9. To transport families needing it to attend medical or educational appointments.
10. To establish memorandums of Agreements/Understandings between the Lead Agencies and Child Find to outline specific obligations of each party.
11. To educate families and parents about special needs policies and rights, and specific disability programs. Training will be carried through weekly technical assistance, monthly meetings, annual conferences, and workshops.
12. To heighten public awareness about resources and services for children with special needs through radio broadcasts, newsletters, brochures, pamphlets, promotional items, school presentations, interagency meetings, and open house.
13. To increase staff knowledge and skills for working with children and families with special needs. Staff may attend one out of state training/conference and two in-state

training/conference per year. Training may be linked specifically to the zero to five special needs population.

14. To target goals and objectives for the upcoming fiscal year through an annual staff strategic planning/retreat.
15. To employ or contract with reputable and qualified individuals who will provide services to children and families of Child Find.
16. To manage and maintain, and review policies, procedures, and budgetary information on an "ongoing" and "annual" basis.

WHEREAS, P.L. 105-117 mandates that the individual with Disabilities Education Act (IDEA) as amended, to be turned over to Indian Tribes; and

WHEREAS, given the urgency of this matter, the Tribal Council further finds that the grant request needs to be considered and made outside of its regularly scheduled meeting; and

WHEREAS, the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council member is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby the submission to the Bureau of Indian Affairs, Branch of the Western Region, Division of Acquisition, Phoenix Area Office, of the grant proposal described herein and further authorizes the Tribe to receive the award on behalf of the Child Find Program to be used in accordance with Part B and C of the Individuals with Disabilities Education Act (IDEA).

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature, and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.


The foregoing resolution was on APRIL 2, 2013^{mjc} duly adopted by a vote of Six for and Zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (j), (l), (s), (t) and (u) of the Tribal Constitution, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Ronnie Lupe, Chairman

4-11-13

Date



Mariddie J. Craig, Secretary

04/02/2013

Date

