



# NATIONAL CONGRESS OF AMERICAN INDIANS

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### RESOLUTION #MSH-01-038

#### **Title: Full Funding for O&M Facilities Operations**

**WHEREAS**, we, the members of the National Congress of American Indians of the United States, invoking the divine blessing of the Creator upon our efforts and purposes, in order to preserve for ourselves and our descendants the inherent sovereign rights of our Indian nations, rights secured under Indian treaties and agreements with the United States, and all other rights and benefits to which we are entitled under the laws and Constitution of the United States, to enlighten the public toward a better understanding of the Indian people, to preserve Indian cultural values, and otherwise promote the welfare of the Indian people, do hereby establish and submit the following resolution; and

**WHEREAS**, the National Congress of American Indians (NCAI) was established in 1944 and is the oldest, largest, and most representative national American Indian and Alaska Native tribal government organization; and

**WHEREAS**, the Hopi Tribe has the authority, pursuant to ARTICLE VI - POWERS OF THE TRIBAL COUNCIL, SECTION, 1 (G) OF THE constitution and the By-Laws of the Hopi to represent and speak for the Hopi Tribe in all matters for the welfare of the Tribe, and to adopt resolutions providing the way in which it can do its business; and

**WHEREAS**, the Hopi Tribe and its schools realize there have never been full funding for its operation and maintenance; and

**WHEREAS**, the health, safety, welfare, and equal opportunity to education are primary goals and objectives of the Hopi Tribe for its children; and

**WHEREAS**, the Hopi Tribe at the May, 2001 meeting of NCAI, presented its position on the concern of constraint of Bureau of Indian Affairs funding; and

**WHEREAS**, two thirds of the 185 Bureau of Indian Affairs funded schools are operated by tribes or tribal school boards, and educate more than 50,000 Indian children who live on/or near reservations; and

#### EXECUTIVE COMMITTEE

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Yurok Tribe

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**WHEREAS**, P.L. 95-265 (USC 2005 (a)) Uniform Federal Accessibility Standards and 29 CFT 1910 (The Occupational Safety and Health Administration Industrial Standards) requires the Secretary to bring all facilities connected with the education of Indian children into compliance with applicable Federal, tribal or state health and safety standards; and

**WHEREAS**, applicable Federal standards are established in 25 BIAM Supplement 18; and

**WHEREAS**, the Congress of the United States enacted the constraint directive because of deficit spending while there is no deficit spending but a surplus.

**NOW THEREFORE BE IT RESOLVED**, that NCAI does hereby support and recommend that the Congress exempt Bureau of Indian Affairs funded educational facilities from the constraint of the O&M appropriations; and

**BE IT FINALLY RESOLVED**, that NCAI does hereby support this resolution and strongly urges Congress to make adequate appropriations to allow for the full funding of O&M and direct NCAI to communicate this support to the Administration and the Congressional Appropriation Committees.

**CERTIFICATION**

The foregoing resolution was adopted at the 2001 Mid-Year Session of the National Congress of American Indians, held at Foxwoods Resort Casino in Mashantucket, Connecticut on May 13-16, 2001, with a quorum present.



Susan Masten, President

**ATTEST:**

  
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Juana Major, Recording Secretary

Adopted by the General Assembly during the 2001 Mid-Year Session of the National Congress of American Indians, held in Mashantucket, Connecticut on May 13-16, 2001.