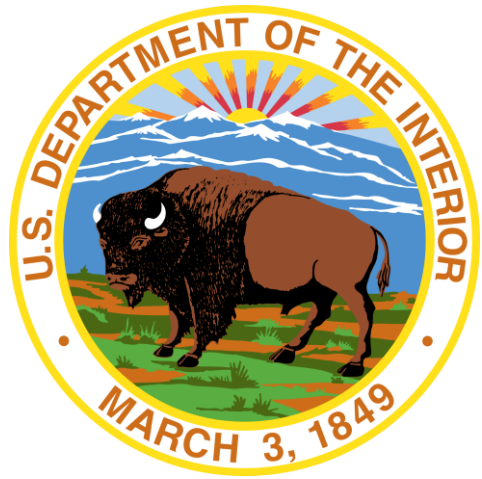
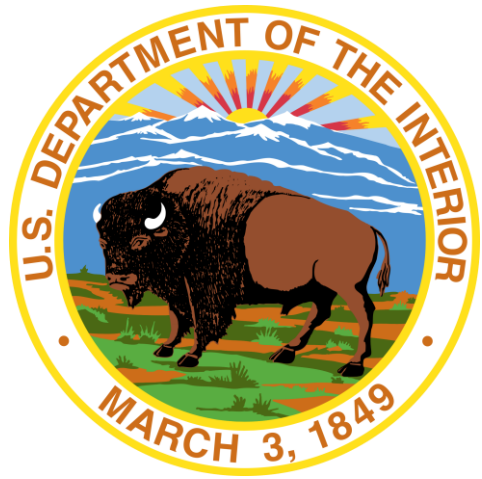


Tribal/Interior Budget Council

August 14, 2020

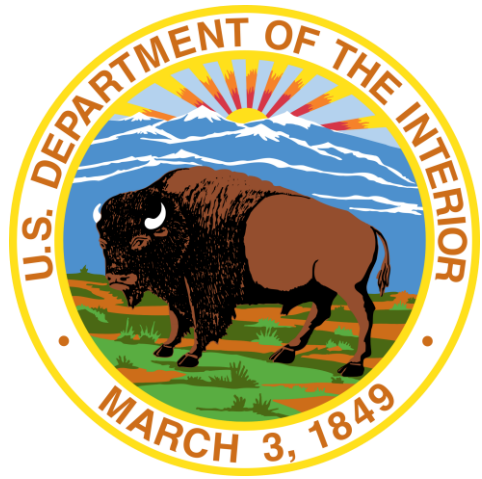


OPENING PRAYER



CARES Act Discussion

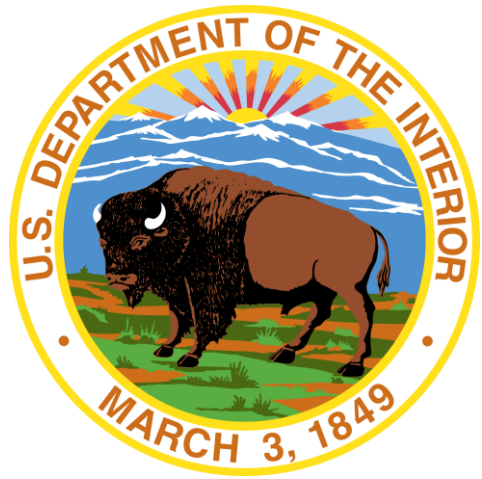
- Timelines for Expiration
- Welfare Assistance Funding
- OJS Funding



Transportation Subcommittee Report Out

ACTION ITEMS: Transportation Subcommittee

- Tribal leaders ask for a report from the BIA on what types of data are currently being collected on roads at BIA? What is the domain of data collected?
 - Is there a sample of the datasets that could be reviewed to know domains if specific data cannot be shared?
- Tribal leaders ask for a report on all transportation facilities classified by type, state of improvement, and condition to answer which facilities need the most attention.
- Tribal leaders request that IA provide funding for the roads database pilot program previously endorsed by official motion from TIBC.
- Tribal leaders would like to further discuss Transportation Asset Management Plans required of each state and how these reports could be used as a framework for better tribal facilities management and to justify funding increases for transportation programs.



Education Subcommittee Report Out

ACTION ITEMS: Education Subcommittee

- Tribal leaders request a one-pager on the ISEP formula and any other more detailed information that may be necessary to understand how increases and decreases are applied under the ISEP Formula Funds and ISEP Program Adjustments line items.
- Tribal leaders request a report on internet upload and download speeds at BIE schools and at the homes of BIE students.
 - Is there sufficient broadband infrastructure to support education throughout BIE?
- Tribal leaders ask how remote learning will affect funding for schools when rolling averages of enrollees/attendees are taken into consideration.
- Tribal leaders ask when the MOU between IA and Dept. of Ed. will be readdressed.
- Tribal leader seek to address the moratorium on new BIE schools.
 - Tribal leaders suggest opening discussion on a possible new way to conceive the construction of BIE schools in a way that supports current operations and expansion.

Academics

- Because of COVID-19 and use of Distance Learning, Education is being re-defined on teaching students and how students learn apart from a traditional teaching approach.
 - Need for Professional Development for staff and learning new strategies of engaging students.
 - Need for Professional Development and Support to Communities/Parents/Students on learning from home.
- General encouragement to keep regulations/guidance as flexible as possible in allowing schools to have consultation with tribes to make local decisions for safe plans

Academics

- Flexibility for schools to develop Instruction that meets the unique needs of our students & communities (without negatively impacting funding)
 - Need these determinations as soon as possible to be able to plan appropriately.
 - Waiver Options:
 - Instructional Hour Waiver for School Year (SY) 2020-21
 - Residential Residency Waiver for SY 2020-21
- Hold Harmless for Average Daily Membership (ADM) and Residential Counts for SY2020-21 and/or Freeze ADM and Residential Counts at End-of-year (EOY) SY19-20 levels

Academics

- Flexibility to determine our own attendance procedures (both Day and Dorm students) if using a hybrid/blended schedule (bringing smaller groups of students to school at one time).
- Student Transcripts
 - Traditionally students had to attend a minimum hour of class time to get credit
 - Credits and Amounts of Classes a student may take during the day may be a challenge.
 - May require defining new requirements/credits for graduation
 - Receiving Credit based on Competency
- Testing out of a Class and receiving full credit

Funding

- More funding needed similar to the CARES Act:
 - Governor's Emergency Education Relief grants
 - Department of Education distribution to support school response and protocols to combat COVID-19 negative outcomes.
- Transportation
 - Driving distance and social distancing guidelines may impact school busing.
 - May need to purchase additional buses to transport students
 - Hire and train new drivers and support aides
 - Athletes not able to reside in the dorm may be impacted by the driving distance
 - Student safety on buses will require new protocols and additional supervision (temperature taking and making sure students do not mingle and cross social distance boundaries)

Funding

- Staffing:
 - IT Staffing - will likely need more staffing to support remote work
 - Medical Staffing may be needed on Campus
 - Substitute Teacher Pool: When move to Hybrid/Blended Learning Model
 - Bus Drivers/Aides to assist transportation
 - Additional teachers to support Hybrid/Blended Learning Model
 - If dorms opened, we may need to increase staff/student ratio for monitoring, etc.
 - Additional Custodians to sanitize the classrooms, common areas, and Campus.
 - Additional Facilities workers to construct Barriers (plexiglass)
 - Contact Tracing Support
- Purchase of online Professional Development (PD) for employees teaching, safety and support for COVID times.

Funding

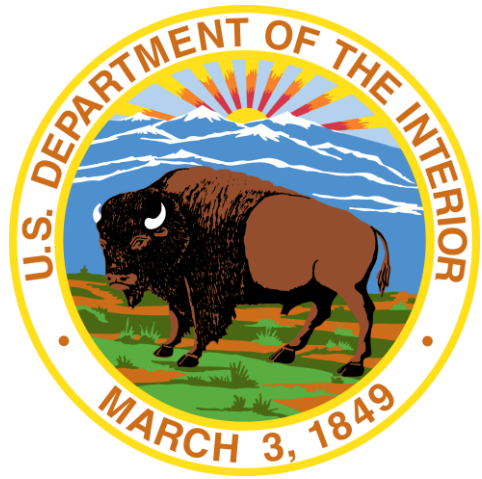
- Isolation Areas: Portable Trailer/building for this purpose may be needed or identified
- Green approach to Personal Protective Equipment (PPE), disposable items and/or daily washing
- Periodic Assessment of air and water quality
- COVID-19 Testing costs
- Dormitory (If Applicable)
 - Purchase New Patented Air Purifier that create Hydrogen Peroxide
 - Sanitizing measures increased
 - Social Distancing by limiting one student per dorm room instead of two.
- PPE will be expensive
- Facilities will need a safe and clean storage area for PPE to protect supplies.

Funding

- Signature Software to reduce face-to-face interaction
 - Human Resources
 - Internal Signatures (Doc-u-sign software licensing)
 - Applicant Applications-reference checking and processing software
 - Special Education/504/Gifted and Talented Confidentiality Software
 - Finance - move completely electronic without word docs and pdfs; integrate entire PR/Contract/Service Agreement process with iVisions software from initial entry on, including signatures/approvals

School Safety

- Start of the Day Temperature Checks and questionnaire daily administered
- Possibility once school is re-opened that new cases of COVID-19 may emerge at the school and this creates new dilemmas. Athletics will be impact many students (sports and activities are an outlet and positive in school learning)
- Isolation area for those with symptoms
- Medical personnel in School Clinic
- New Policies/Procedures/Protocols will need to be developed.
- Use of PPE guidelines need to be strictly followed
- PPE defined appropriately in safety manual
 - *Masks*
 - *Gloves*
 - *Face Shields*
 - *Proper clothing*
 - *Protective Barriers*
 - *Social Distancing*

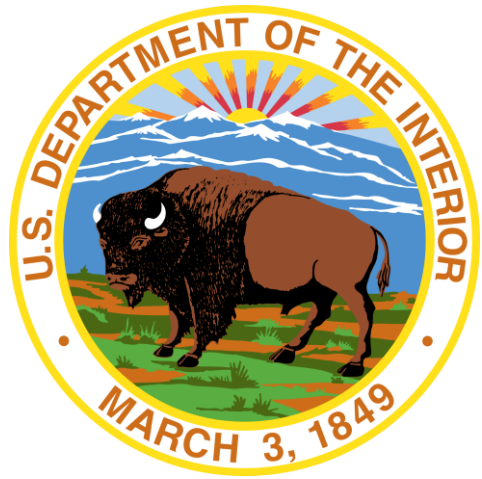


Public Safety & Justice Subcommittee Report Out

ACTION ITEMS:

Public Safety & Justice Subcommittee

- Tribal leaders ask what challenges OJS has encountered due to COVID-19?
 - What types of data is the BIA collecting as part of COVID-19 related to the operation of Public Safety and Justice programs?
 - What lessons have BIA and OJS learned regarding procedure, capacity, operations, etc.?
- Tribal leaders would like to further discuss the cold case offices that the BIA set up.
 - Was there consultation on the creation of these offices?
 - Who decided the funds should be spent on opening offices?
 - What are these offices tasked to do, exactly? How will these offices operate?
 - How were the cities selected?
 - How much does it take to open up and adequately staff each office?
 - Money for this initiative is identified as limited and not necessarily recurring. Is there a long term plan for these offices?
 - Has there been a plan submitted to Congress for additional money to maintain this effort?
 - What is the long-term intention of this effort?
- Tribal leaders ask for a list of facilities eligible for and receiving operations and maintenance funding across Public Safety and Justice programs and request instruction on how to get facilities onto that list.
 - How much do these O&M accounts cover in relation to facility need each year?
- Tribal leaders request that facilities construction and repair plans be updated to incorporate the requirements discovered during the pandemic.
- Tribal leaders renew their request for a Public Safety & Justice Summit that includes law enforcement and tribal courts subject matter and issues.



Land, Water, & Natural Resources Subcommittee Report Out

ACTION ITEMS:

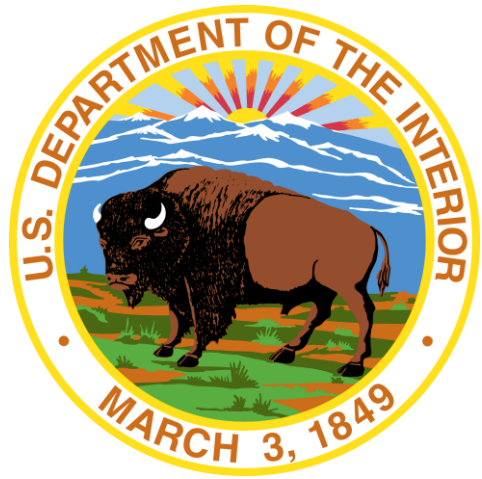
Land, Water, & Natural Resources Subcommittee

- Tribal leaders expressed frustration over issues with land into trust for health clinics, sacred lands, and ceremonial areas.
- Tribal leaders express concern that they are not receiving reports of information from TAAMS in a timely and consistent manner.
 - Tribal leaders would like access to TAAMS, even if the tribe has not contracted or compacted the requisite services from the BIA.
- Tribal leaders would like to further discuss Natural Resources facilities construction and operations and maintenance needs at the next meeting.
- Tribal leaders ask that IA facilitate better interagency partnerships between tribal governments, the Forestry Service, Forestry and Wildland fire programs within DOI, Fish and Wildlife Services, and IA.
 - Tribal leaders seek better co-management of resources and respect for tribal ecological knowledge and program capacity.

ACTION ITEMS:

Land, Water, & Natural Resources Subcommittee

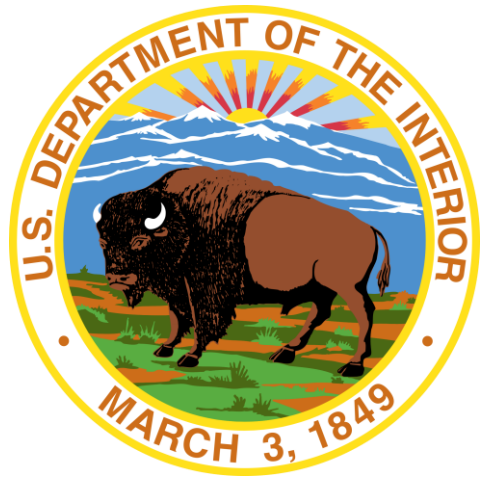
- Tribal leaders note the importance of water issues and would like to discuss water issues as part of the next meeting.
- Tribal leaders ask IA if there are any programs that support indigenous food sources within Indian Affairs and seek further discussion on this topic.
- Tribal leaders express frustration with holding up fee-to-trust applications.
- Why is the administration holding up land into trust applications in Alaska when a law was passed allowing Alaska tribes to take land into trust?
- Tribal leaders support moving the Office of Subsistence Management at FWS over to IA.
- Tribal leaders support funding for treaty negotiations and treaty rights protection in the IA budget.



Budget Subcommittee Report Out

ACTION ITEMS: Budget Subcommittee

- Tribal leaders seek further discussion on the McGirt decision and its impact on the BIA budget.
- Tribal leaders seek that the April 15, 2020 Information Sheet on CARES Act funding be amended to strike the limitation on the use of Welfare Assistance funds for the Emergency Assistance program.
- Tribal leaders suggest that TIBC put together a list of needs identified due to COVID-19.
- Tribal leaders ask BIE and OBPM to work together to determine tribal interest or shares in education programs in the Indian Affairs budget and report to tribes.
- Tribal leaders renew their opinion that tribes should rank every IA program and not just those programs selected for the ranking tool.
- Tribal leaders suggest that the BIA focus its outreach during the upcoming ranking tool cycle to those unreported tribes to increase diversity of tribal input in the TIBC budget formulation process.



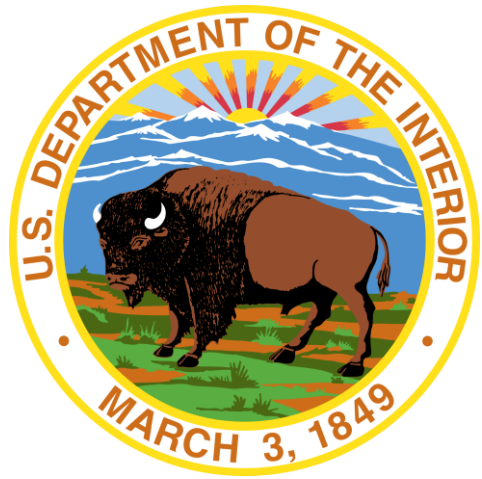
Data Management Subcommittee Report Out

ACTION ITEMS: Data Management Subcommittee

- Tribal leaders express that the discussion on service population is a very nuanced conversation with different applications across different federal programs. Tribal leaders urge caution from DOL and IA in consideration of these long-standing and nuanced service population considerations that vary across programs based on their intent and the reality of services provided.
- Tribal leaders recognize the need for a larger, more-inclusive group beyond TIBC in this data collection effort and insist on an advisory committee to DOL as it completes its labor force report. This committee should be representative of all 12 BIA regions, at least, with maximum tribal/federal collaboration encouraged.
- Tribal leaders note that out of date and inaccurate data was used by the federal government in Coronavirus relief efforts that harmed tribes.
- Tribal leaders note the fact that unmet programmatic needs were not gathered and measured by IA harmed tribes in Coronavirus relief efforts and ability to respond.
- Tribal leaders request that IA develop a comprehensive profile of Indian Country utilizing the Economist position it has filled.
 - Needs more staff. Statisticians and other analysts.

ACTION ITEMS: Data Management Subcommittee

- Tribal leaders would like to further discuss what data needs collected and what data is already collected and request for DOL and Steve Payson, IA to join along with other IA representatives.
 - Jeannine Brooks, Federal Co-Chair, is going to reach out to schedule follow up meetings of the Data Management Subcommittee in between TIBC meetings.
- Tribal leaders, in part, seek data to justify increased budgets to address the deficiencies identified in the *Broken Promises* report.
 - A lot of tribes did not get the funding they need in the first place for clinics and other facilities and programs. Tribal leaders would like data collected on delays in processes that affect program outcomes.
- Tribal leaders ask, ‘what is the federal government’s intent with the Labor Force Report?’
- Tribal leaders seek a policy document signed at the highest level restricting the use of data collected by the Federal government to specified uses.
 - Tribal leaders requested any information that may be available on the previous efforts, including previous concerns that may have made the document stall.



OLD BUSINESS

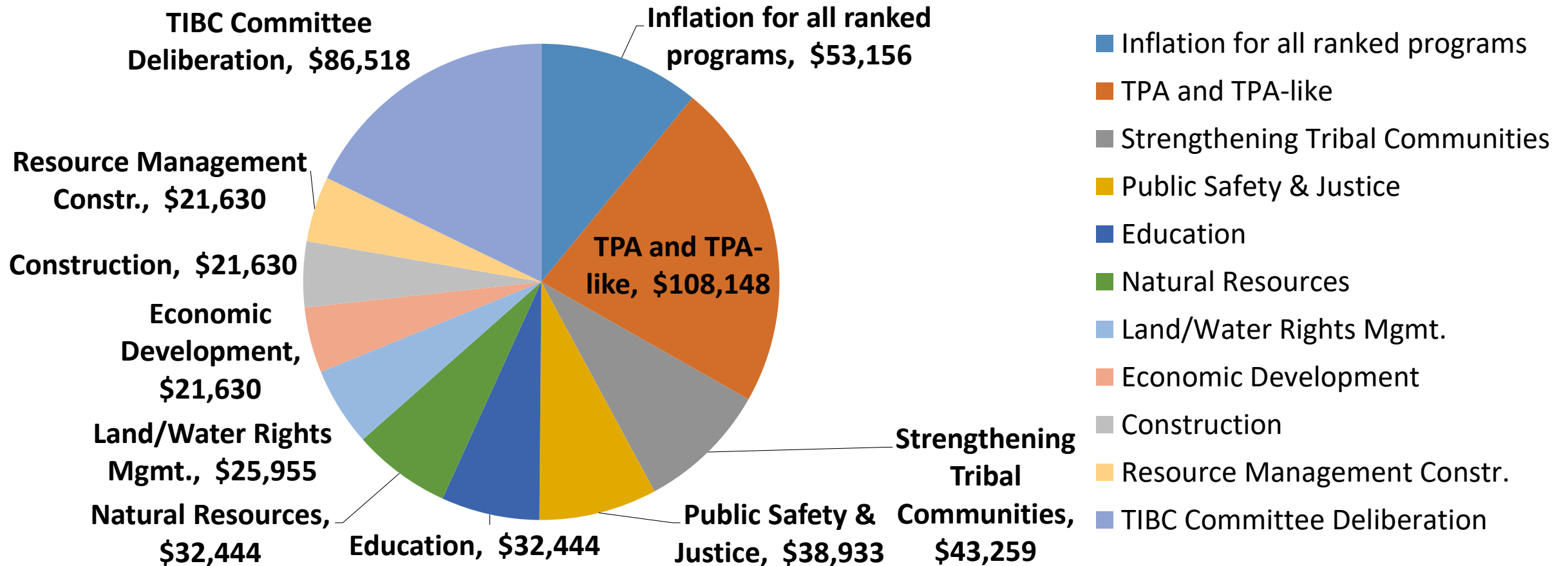
FY 2022 Tribal Budget Submission, At A Glance

15 Percent Increase Scenario:	
Total Funding for Consideration	(Dollars in Thousands)
FY 2020 Enacted	\$ 3,238,315
2 Percent Inflation for All Ranked Programs	\$ 53,156
TIBC Tribal Allocations - Formula and Discretionary	\$ 432,591
Total Amount Considered - 15 Percent of FY 2020	\$ 485,747

Priority Ranking Category	(Dollars in Thousands)	Percent Increase
TPA and TPA-like	\$ 108,148	25.0%
Strengthening Tribal Communities	\$ 43,259	10.0%
Public Safety & Justice	\$ 38,933	9.0%
Education	\$ 32,444	7.5%
Natural Resources	\$ 32,444	7.5%
Land/Water Rights Mgmt.	\$ 25,955	6.0%
Economic Development	\$ 21,630	5.0%
Construction	\$ 21,630	5.0%
Resource Management Constr.	\$ 21,630	5.0%
TIBC Committee Deliberation	\$ 86,518	20.0%
Total	\$ 432,591	100.0%

FY 2022 Tribal Budget Submission, At A Glance

Budget Scenario: 15% Greater than FY 2020 Enacted Amounts

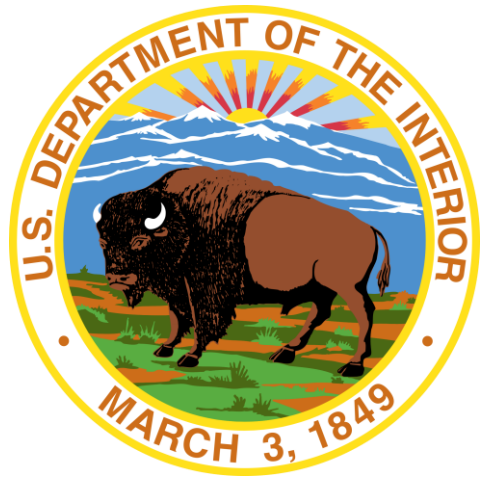


FY 2022 Tribal Budget Submission: Improvements to the Priority Ranking Tool

- TIBC Tribal Representatives urge Indian Affairs to engage with TIBC to further improve the Priority Ranking Tool and enhance the quality and accuracy of this submission.
- During the FY 2022 budget formulation process, Tribal Representatives identified that the program line items *Tribal Colleges & Universities* and *Tribal Technical Colleges* were not included in the BIA's Tribal Priority Ranking Tool.
- TIBC Tribal Representatives included Tribal Colleges & Universities and Tribal Technical Colleges under the Education category and applied the existing methodology for the Education category to propose increases for these two programs, but a fix is needed.

FY 2022 Tribal Budget Submission: Tribal Courts Operations and Maintenance

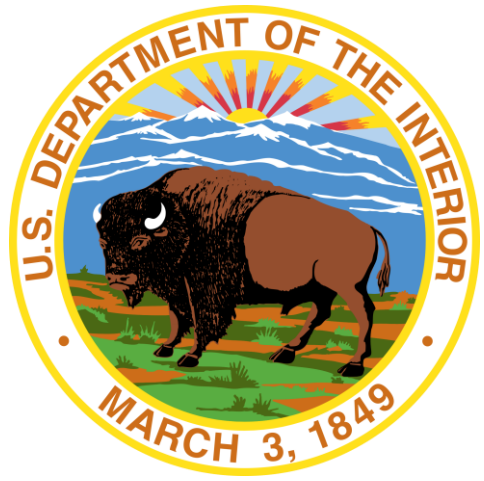
- Indian Affairs should propose the creation and request funding for a new line item in the BIA budget for Tribal Courts Facilities Operation and Maintenance under the BIA Activity Public Safety & Justice.
- This new line item should be funded using new additional funding and not through the decrease in funding of any existing programs eligible under the BIA Tribal Priority Ranking Tool.
- For comparison, BIA Public Safety & Justice Facilities Operations and Maintenance funds are used to operate detention centers including janitorial services, utilities cost, refuse disposal, fire protection, maintenance of vehicles, communications cost, pest control, personnel services, equipment, material and supplies, travel, training, and for products required to keep these services operational. The program funds are also used for items necessary for compliance with Occupational Safety and Health Act standards.



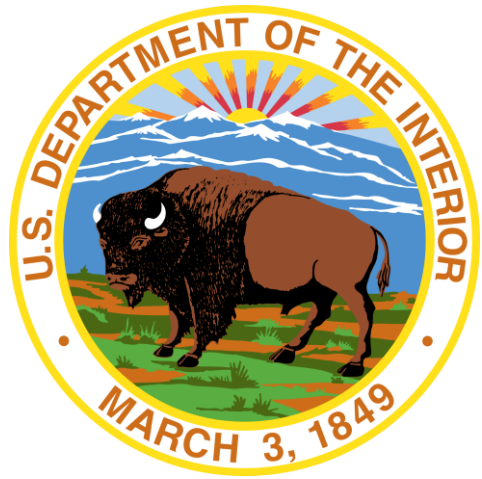
NEW BUSINESS

NEW BUSINESS

- How to engage with DOL and whether an advisory committee can be established for the Labor Force report.
 - Who would be the lead at the federal government?
 - Who amongst tribes?
- IA and TIBC will form a small workgroup to determine how to ramp the labor force report effort up.
 - Representative from every region. Will coordinate with RD's to identify a tribal rep from each region.
 - IA will reach out to see if OMB is interested in joining.
- Identify a draft charge for this proposed workgroup.
- Tribal leaders request an explanation why the AS-IA or DAS-PED did not attend.
- Discussion at the next meeting of nomination of Juana Majel-Dixon as Tribal Co-Chair of the Public Safety and Justice Subcommittee.



CLOSING PRAYER



This August 10-14, 2020
TIBC Meeting is Adjourned.