



UNITED SOUTH AND EASTERN TRIBES, INC.

Resolution No. USET 97:46

RESOLUTION PERTAINING TO THE NEGOTIATED RULEMAKING AS SPECIFIED BY THE NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT OF 1996

WHEREAS, the United South and Eastern Tribes Incorporated (USET) is an intertribal organization comprised of twenty-three (23) federally recognized tribes; and

WHEREAS, the actions taken by the USET Board of Directors officially represent the intentions of each member tribe, as the Board of Directors is comprised of delegates from the member tribes leadership; and

WHEREAS, the Indian Housing and Self-Determination Act of 1996 requires Negotiated Rulemaking in the formulating of regulations and the formula allocation for funding; and

WHEREAS, the United South and Eastern Tribes have appointed delegates to represent the South and Eastern region in the Negotiated Rulemaking Process; and

WHEREAS, the time constraints for finalizing this process are not adequate nor in the best interest of the tribal communities we represent; and

WHEREAS, it is imperative that there be legal representation for the Tribal negotiation committees to insure that Tribal interests are protected; and

WHEREAS, a Charter has been formulated and approved by the Negotiating Rulemaking Committee that publicly acknowledges the historic government-to-government relationship existing between the United States and Indian Tribes; and

WHEREAS, there is a need for a Professional Facilitator who is familiar with the Negotiating Rulemaking Process and who can present an accurate, unbiased record of the entire proceeding; and therefore be it

RESOLVED, that the USET Board of Directors support the USET Housing Committee in obtaining the following issues:

1. Extension of the Implementation Deadline

Two methods to extend the time frame to October 1, 1998

- a. Through Congressional Action or
- b. Utilizing the Administrative Provisions of the Act

2. Independent Counsel

An Independent Counsel should either be provided by the Negotiating Rulemaking Budget or alternatively Tribal attorneys may be designated to act in an Independent Consortium.

3. Charter

Request that the Charter (described above) be signed by the HUD Secretary on or before February 26, 1997 to prevent any further delays to the Rulemaking Process.

4. Technical Amendments

Request that Tribal Leadership support the NAIHC Technical Amendments by asking for assistance from their Congressional Representatives.



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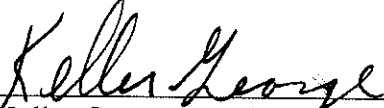
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5. Facilitator and Record keeping

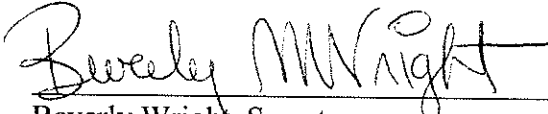
Request that a facilitator who has experience in Negotiated Rulemaking Procedures keep an unbiased record of all the proceedings and be responsible for the timely distribution of all documentation to the Tribes.

CERTIFICATION

This resolution was duly approved at the USET Washington Impact Week meeting, at which a quorum was present, in Washington, DC on Wednesday, February 5, 1997.



Keller George, President
United South and Eastern Tribes, Inc.



Beverly Wright, Secretary
United South and Eastern Tribes, Inc.