



## United South and Eastern Tribes, Inc.

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### USET Resolution No. 2013:026

#### **NOMINATIONS FOR THE ADEQUATE YEARLY PROCESS RULEMAKING COMMITTEE AS REQUESTED BY THE BUREAU OF INDIAN EDUCATION**

- WHEREAS,** United South and Eastern Tribes, Incorporated (USET) is an intertribal organization comprised of twenty-six (26) 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 comprises delegates from the member Tribes' leadership; and
- WHEREAS,** on January 31, 2013, the Bureau of Indian Education (BIE) published a Federal Register notice regarding the formulation of a negotiated rulemaking committee that will develop recommendations on revisions to current regulations for determination of Adequate Yearly Progress (AYP) at BIE funded schools, as required under the No Child Left Behind Act (NCLB); and
- WHEREAS,** the BIE stated that determining AYP, which is based on the accountability system of the state BIE fund, has been difficult in making achievement comparisons among all of its funded schools; and
- WHEREAS,** with states obtaining flexibility waivers from the United States Department of Education to revise or develop new accountability systems, the current process for making such comparisons will no longer be viable; and
- WHEREAS,** USET member Tribes have sixteen BIE-funded schools operating in five states that are affected by this AYP issue; and
- WHEREAS,** the BIE notice published in the Federal Register on January 31, 2013, requests nominations of Tribal representatives to serve on the rulemaking committee; therefore be it
- RESOLVED,** the USET Board of Directors nominates and supports Lori Blankenship and Jessica Daniel, both of the Eastern Band of Cherokee Indians, to the Bureau of Indian Education's Adequate Yearly Process Rulemaking Committee.

### **CERTIFICATION**

This resolution was duly passed at the USET Impact Week Meeting, at which a quorum was present, in Arlington, VA, on Thursday, February 7, 2013

Brian Patterson, President  
United South and Eastern Tribe, Inc.

Brenda Lintinger, Secretary  
United South and Eastern Tribes, Inc.