USET Resolution No. 2006:028

SUPPORT FOR RESTORATION OF TAX INCENTIVES FOR NON-INDIAN BUSINESSES THAT OPERATE IN INDIAN COUNTRY

WHEREAS, United South and Eastern Tribes Incorporated (USET) is an intertribal organization comprised of twenty-four (24) 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, section 168(j)(1) of the Internal Revenue Code allows corporations to claim accelerated depreciation with respect to property they use within Indian Country; and,

WHEREAS, section 45A of the Internal Revenue Code allows corporations to claim an employment tax credit with respect to salaries paid to American Indians/Alaska Natives (AI/AN) who work on Tribal lands; and,

WHEREAS, provide for the accelerated depreciation deduction and the tax credit in sections 168(j)(1) and 45A, respectively, expired on December 31, 2005; and,

WHEREAS, the expiration of sections 168(j)(1) and 45A will adversely affect Indian Country by denying non-Indian businesses the incentives they need to invest in and develop new businesses on tribal lands; therefore, be it

RESOLVED the USET Board of Directors urges Congress to retroactively restore section 168(j)(1) and 45A of the Internal Revenue Code, effective January 1, 2006; and, be it further

RESOLVED the USET Board of Directors urges Congress to make sections 168(j)(1) and 45A permanent provisions of the Internal Revenue Code; and, be it further

RESOLVED the USET Board of Directors respectfully requests that Congress undertake a study of other tax incentives that could be adopted for purposes of stimulating investment in AI/AN communities.

CERTIFICATION

This resolution was duly passed at the USET Impact Week Meeting, at which a quorum was present in Arlington, VA, on Thursday, February 9, 2006.

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

Eddie L. Tullis, Secretary
United South and Eastern Tribes, Inc.

"Because there is strength in Unity"