

### Oneida Business Committee Agenda Request

1. Meeting Date Requested: 06 / 10 / 15

**2. General Information:**

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

**3. Supporting Materials**

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

**4. Budget Information**

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

**5. Submission**

Authorized Sponsor / Liaison:

Primary Requestor:

\_\_\_\_\_  
Your Name, Title / Dept. or Tribal Member

Additional Requestor:

\_\_\_\_\_  
Name, Title / Dept.

Additional Requestor:

\_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

Written report attached.

Also Addendum to written report summarizing verbal report presented at the BC meeting on 6/10/15.

1) Save a copy of this form for your records.

2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

# Oneida Tribe of Indians of Wisconsin

Post Office Box 365



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Phone: (920) 869-2214



Oneida, WI 54155



UGWA DEMOLUM YATEHE  
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

## Quarterly Report to the Oneida Business Committee June 10, 2015

Christopher Johns  
Self-Governance Coordinator

### HHS/IHS BAO Pre-Negotiating Meeting

The FY 2016 Pre-Negotiation meeting was held in at the Radisson on June 1-2, 2015. Since this Quarterly Report was due during that two-day period I will report any news at the OBC meeting.

### President's FY 2016 Budget Request

Congress has yet to act on the President's Budget Request for FY 2016. Budget Request includes the following provisions:

→ **Mandatory Contract Support Costs:** To stabilize long-term funding and address programmatic concerns with CSC, the 2016 budget also puts forth a proposal to reclassify these costs to mandatory funding beginning in fiscal year 2017. Beginning the reclassification in 2017 will allow time for tribal consultation in 2016 on operational details. The budget proposes to adjust the discretionary budget caps to reflect the reclassification. The current estimate for projected BIA program growth, above the discretionary cap amount, totals \$105 million for fiscal years 2017-2019 and would be treated as a PAYGO cost for the authorizing legislation. New CSC estimates will be provided on a three-year cycle as part of the reauthorization process. If enacted, mandatory funding for contract support costs will help stabilize this vital funding for tribes and further self-governance and self-determination efforts. Additionally, Indian Affairs will continue to work with and consult with tribes to strengthen administrative capacity and program management. The FY 2016 request also will fully fund contract support costs, based on the most recent BIA and IHS analyses.

→ **Significant Increases:** The budget proposes an overall **increase of 12 percent for BIA over the FY 2015 enacted level**, the largest increase in more than a decade (excluding Recovery Act funding). **The Indian Health Service would receive a nine percent increase.**

→ Public Safety: The budget includes \$417.4 million for the Department of Justice (DOJ) public safety initiatives in Indian Country, which is a \$102 million increase compared to the FY 2015 DOJ enacted total for Indian Country.

→ The President's budget proposes \$4.0 million to establish a "**One-Stop Tribal Support Center**" to support Tribes in accessing hundreds of services across the Federal government.

→ The FY 2016 budget includes \$4.5 million to establish an "Indian Energy Service Center" to facilitate vital energy development in Indian Country.

→ In the BIA, a data initiative of \$12.0 million is proposed to establish an Office of Indian Affairs Policy, Program Evaluation, and Data which will help the Interior Department collect, analyze, and use evidence to support effective policy making and program implementation. The funds also will assist the Department in working with Tribes to improve Interior and BIA data quality and availability and will support efforts with the Census Bureau to identify and address data gaps in Indian Country.

→ The BIA budget builds on the "Tiwahe (Family) Initiative": a comprehensive and integrated approach to address the inter-related problems of poverty, violence, and substance abuse faced by Indian communities. The FY16 budget would provide \$15 million to expand the Tiwahe Initiative, \$6 million more for Social Services, \$4 million more for law enforcement for alternatives to incarceration, and \$5 million more for aid to tribal family courts.

→ "Generation Indigenous" is an initiative in the budget to address Native youth Issues. The Generation Indigenous, or "Gen-I", initiative takes a comprehensive approach to help improve the lives of and opportunities for Native youth. The initiative crosses multiple agencies, including the Departments of the Interior, Education (ED), Housing and Urban Development (HUD), Health and Human Services (HHS), Agriculture (USDA), Labor (DOL) and Justice (DOJ). Increases include: (1) \$34.2 million at DOI to extend broadband internet and computer access to all BIE-funded schools and dormitories; (2) \$10 million at HUD and \$8 million at DOI to address teacher housing needs; (3) \$50 million at HHS to provide youth-focused behavioral, mental health, and substance abuse services; and (4) \$53 million for Native Youth Community Projects at ED to support comprehensive strategies to improve college and career-readiness of Native youth.

→ **Tax provisions:** Treasury includes a proposal to exclude from income student loan forgiveness and certain scholarship amounts for participation in the IHS health professions program; a modification of the adoption tax credit to allow Indian Tribal Governments to make a status determination of a "child with special needs"; modifications of Tax Exempt Bonds for Indian Tribal Governments that include the repeal of the "essential government function" for tax exempt bond financing, and new flexibility for Tribal Economic Development Bonds.

→ The HHS **Tribal Behavioral Health Grant** (TBHG) program would receive \$30 million, including \$15 million in the Mental Health appropriation and \$15 million in the Substance Abuse Prevention appropriation as part of Generation Indigenous. With the expansion of the TBHG program, SAMHSA aims to reduce substance use and the suicide

among Native youth and address conditions which impact learning in BIE schools. The TBHG program will support mental health promotion and substance use prevention for high-risk Native youth and their families, enhance early detection of mental and substance use disorders among Native youth, and increase referral to treatment.

→ The proposed Budget includes a **\$70 million increase for the Purchased/Referred Care (formerly Contract Health)** program to cover rising health care costs and to expand services provided through this important program, which funds care outside of IHS and tribal facilities when it is not available at an IHS or tribal facility.

→ **Carciari**: Language to address the *Carciari* Supreme Court decision is again included in the Department of Interior general provisions of the President's budget.

### **Office of the Special Trustee (OST) Automated Audit Pilot Project**

The OST Office of Trust Review and Audit (OTRA) is in the process of designing a "Tribal Methodology" system which would greatly simplify the statutorily-required audit of tribal trust programs assumed by SG Tribes. This would operate as a voluntary, self-reporting computer-based system that would greatly reduce the cost of on-site visits for the OST and standardize report data for each participating tribe which should make the process more efficient. Oneida has agreed to be one of several sites for the testing phase of the Project. The system should be up and running by October 1, 2015.

### **Self-Governance Advisory Committee (SGAC)**

The SGAC most recently discussed three concerns with Kevin Washburn, the Assistant Secretary – Indian Affairs (AS-IA) and Tommy Thompson of the Bureau of Indian Affairs Office of Management and Budget (BIA-OMB) including speeding up the release of funding to Tribes, changes to the internal financial processes, and the budget formulation process for DOI. Self-Governance Tribes continue to urge BIA/DOI to work more quickly to get Tribal money out more quickly, especially CSC and programs outside the BIA. BIA indicated that they had made significant progress regarding funding distribution internally but when Congress fails to provide an entire year of appropriations, it leads to impediments in the timely distribution of funds to Tribes. The BIA also reported that anticipated changes to the current financial system will improve the speed in which the agency can get money out to Tribes. As a result, SGAC requested that DOI consider the impact changes to their finance system will have on Tribes. Tribes are also concerned that the current regional formulation process is not working well for Self-Governance Tribes and that often the priorities from TIBC are not represented in the President's Budget request. The AS-IA agreed that the current formulation process does not allow for maximum Tribal participation at the regional level and would be willing to consider changes.

### **Indian Health Service Director**

Congress still has yet to confirm the President's nominee - **Dr. Yvette Roubideaux** - as the Director of the Indian Health Service. There is a statutory limit on the amount of time a nominee can serve in an "Acting" position for which they are nominated. As a result, HHS Secretary Burwell has appointed Dr. Roubideaux as a Senior Advisor to the Secretary and appointed **Robert McSwain**, the current IHS Deputy Director, to serve as Acting Director. Mr. McSwain has previously served as the Director.

**Upcoming Events**

Following are dates and locations of upcoming meetings and conferences as requested.

July 20-24, 2015	Self-Governance Advisory Committees	Washington, DC
August 5-6, 2015	Tribal-Interior Budget Council	Albuquerque, NM
October 5-8, 2015	Self-Governance Advisory Committees	Washington, DC

**MRO/BIA and BAO/IHS Representatives**

TIBC Representatives:

Primary: Darrell Seki, Treasurer, Red Lake Band of Chippewa Indians  
 Alternate: Jimmie Mitchell, Natural Resources Director, Little River Band of Ottawa Indians

SGAC Representatives:

Primary: Derek Bailey, Tribal Councilor, Grand Traverse Band  
**Alternate: Vacant**

*Technical Committee Members:*

John Mojica, Mille Lacs  
 Dave Connor, Red Lake  
 Jessica Burger, Little River  
 Barb Brodeen, Bois Forte  
 Christopher Johns, Oneida

TSGAC Representatives

Primary: Derek Bailey, Tribal Councilor, Grand Traverse Band  
**Alternate: Vacant**

*Technical Committee Members:*

John Mojica, Mille Lacs  
 Jessica Burger, Little River  
 Christopher Johns, Oneida

**Federal Officials**

***Bureau of Indian Affairs***

Kevin Washburn, Assistant Secretary  
 Mike Black, Director

Diane Rosen, Director, Midwest Region  
 Tammie Poitra, Deputy Director - Trust  
 Scott Sufficool, Deputy Director – Services

Kimberly Bouchard, Superintendent, Great Lakes  
 Gerald Walhovd, Deputy – Trust Services 242,749.04 CSC Claim Settlement  
 \$64,277.42 plus interest for Ramah

***Indian Health Service***

Mr. Robert McSwain, Acting Director  
 Dr. Yvette Roubideau, Nominated

Mr. Keith Longie, Director, Bemidji Area

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### **Addendum to the Quarterly Report Oneida Business Committee June 10, 2015**

**Christopher Johns  
Self-Governance Coordinator**

- Dr. Yvette Roubideaux has resigned from her position as Advisor to the Secretary and has withdrawn her name from re-nomination to the Indian Health Services Director position. Bob McSwain will continue as Acting Director. The President has not nominated a replacement and it is unlikely that he will.
- Pre-Negotiations with the Bemidji Area Office for the final year of the 2012-2016 Multi-Year Funding Agreement (MYFA) were held last week. While the President's Budget Request would provide a 12% increase in the 2016 budget, Congress has yet to act. Each year's negotiated budget is based on the final budget of the previous year. If the President's budget request is honored, our MYFA would be increase by approximately \$2M.
- The DOI/BIA Office of Self-Governance (OSG) has notified me that the 2016 budget documents will be available soon.
- I expect to finalize the final year of the MYFAs for both the SG Compacts with the BIA and IHS by later this summer. There are no significant new issues nor any changes proposed by either federal agency.