

# DRAFT Agenda (as of March 7) 2019 Tribal Self-Governance Consultation Conference

### "Many Nations, One Goal: Self-Governance"

Grand Traverse Resort, Traverse City, MI

Sunday, Mai	rch 31, 2019	
10:00 AM	Registration Opens	Governors Hall Lobby
1:00 – 4:30 PM	Indian Health Service (IHS) Training	Michigan AB
5:00 – 6:00 PM	Tribal Caucus	Michigan CD
	Moderator:	
	Tribal-only forum to discuss health related issues and the IHS portion of the agenda. In addition, Tribal officials will have the opportunity to discuss key topics and questions to rise in the listening session with RADM Weahkee.	
7:30 AM	Registration Opens	Governors Hall Lobby
8:00 – 12:00 PM	IHS/Tribal General Assembly	·
		Governors Hall CDEE
	Moderator: Marilynn "Lynn" Malerba, Chief, Mohegan Tribe of Connecticut, Chairwoman, IHS Tribal Self-Governance Advisory Committee (TSGAC) and Board Member, Self-Governance	Governors Hall CDEF
	Connecticut, Chairwoman, IHS Tribal Self-Governance Advisory	
8:00 – 8:15 AM	Connecticut, Chairwoman, IHS Tribal Self-Governance Advisory Committee (TSGAC) and Board Member, Self-Governance	
8:00 – 8:15 AM	Connecticut, Chairwoman, IHS Tribal Self-Governance Advisory Committee (TSGAC) and Board Member, Self-Governance Communication and Education Tribal Consortium (SGCETC)	Hall CDEF  Governors
8:00 – 8:15 AM 8:15 – 8:30 AM	Connecticut, Chairwoman, IHS Tribal Self-Governance Advisory Committee (TSGAC) and Board Member, Self-Governance Communication and Education Tribal Consortium (SGCETC)  Invocation, Thomas Peters	Hall CDEF  Governors

8:30 – 8:45 AM	Welcome and Opening Remarks	Governors
-		Hall CDEF
	Speaker: Chief Lynn Malerba	
8:45 – 9:00 AM	IHS Area Director Welcome	Governors
	Speaker: Richard Gerry, Bemidji Acting Area Director	Hall CDEF
9:00 – 9:15 AM	Department of Health and Human Services (HHS) update	Governors
	Speaker: Alex M. Azar II, Secretary (invited)	Hall CDEF
9:15 – 9:30 AM	Congressional videos	Governors
		Hall CDEF
	Congressman Tom Cole, U.S. House of Representatives	
	<ul> <li>Congressman Markwayne Mullin, U.S. House of Representatives</li> </ul>	
9:30 – 9:45 AM	IHS update	Governors
	Speaker: RADM Michael Weahkee, Principal Deputy Director	Hall CDEF
9:45 – 10:00 AM	IHS Office of Tribal Self-Governance update	Governors
	Speaker: Jennifer Cooper, Director	Hall CDEF
	<u> </u>	
10:00 – 10:30	HHS and IHS budget update	Governors
	Speakers:	Hall CDEF
	<ul> <li>Andy Joseph Jr., Vice Chair, Colville Tribal Business Council, Co-</li> </ul>	
	Chair for IHS National Tribal Budget Formulation Workgroup	
	Ann Church, Acting Director, Office of Finance and Accounting	
10:30 – 12:00 PM	IHS Listening Session with the Principal Deputy Director	Governors
		Hall CDEF
12:00 – 1:30 PM	Lunch, on your own	
1:30 – 3:00 PM	General Assembly, continued	Governors
	Moderator: Chief Lynn Malerba, Chief, Mohegan Tribe of	Hall CDEF
	Connecticut, Chairwoman, IHS TSGAC and Board Member, SGCETC	

Updates from the IHS Community Health Aid Program Tribal Advisory Group and IHS National Tribal Advisory Committee on Behavioral Health regarding recent IHS consultations and recommendations to the IHS Director.

*Moderator:* TBD

#### Speakers:

- Dr. Beverly Cotton, Director, Nashville Area, IHS and Federal Co-Chair for the Community Health Aide Program Tribal Advisory Group
- Theresa Galvan, Tribal Co-Chair, National Tribal Advisory Committee on Behavioral Health
- Tamara James, Acting Director, Division of Behavioral Health, IHS
- Dr. Robert Onders, M.D., Medical Director for Community and Health Systems Improvement, Alaska Native Tribal Health Consortium

# 2:00 – 2:15 PM Update from the Health Information Technology (HIT) Modernization Technical Advisory Group

Governors Hall CDEF

#### Speakers:

- Maia Z. Laing, HHS Optimization Team, Office of the Chief Technology Officer, HHS
- Mitchell Thornbrugh, Acting Chief Information Officer and Acting Director, Office of Information Technology, IHS

#### 2:15 – 3:00 PM Legislative Updates/ Priorities

Governors Hall CDEF

#### Speakers:

- Geoff Strommer, Partner, Hobbs, Straus, Dean & Walker
- Nathaniel Amdur-Clark, Associate, Sonosky, Chambers, Sachse, Enderson, & Perry LLP
- Stacy A. Bohlen, Chief Executive Officer, National Indian Health Board

# 3:30 – 3:30 PM Break 3:30 – 5:00 PM Breakout Sessions Session A Impact and Opportunity: Proposed Changes to the IHS Sanitation Tower A Deficiency System (SDS) Guidance IHS concluded Tribal consultation in August 2018 on proposed changes to the SDS Guidance. Though Tribes await the Facilities Appropriations Advisory Board's recommendations and the agency's actions, this session will provide a review of the proposed

changes being discussed and potential impacts and opportunities for Self-Governance Tribes.

Moderator: Terra Branson

#### Panelists:

- David Beveridge, Environmental Health and Engineering Director, Alaska Native Tribal Health Consortium
- Dr. Charles Grim, Secretary of Health, Chickasaw Nation and Chair of the Facilities Appropriation Advisory Board
- Gary Hartz, Director, Office of Environmental Health & Engineering

#### Session B Expanding Dental Therapy in Tribal Communities

Tower B

Tribal Nations in Alaska, Washington and Oregon implemented dental therapy programs as a solution to help overcome oral health disparities that exist in many tribal communities. Dental therapists offer basic dental treatment, with a special emphasis on preventative and routine care. Similar to physician assistants, dental therapists operate under the general supervision of a dentist and are able to meet the majority of patient need.

This is a momentous year for dental therapy, as two more states – Arizona and Michigan – recognize the successes of dental health aides and enacted legislation to allow their practice. Dental therapy education institutions are beginning to expand to train more students, and more Tribes are expressing interest in dental therapy programs.

This session explores how Tribal Nations have led the way in embracing dental therapy, the obstacles they overcame, the impact of dental therapists, and lessons learned. This includes engaging in the rulemaking process, as Tribes in Arizona and Michigan are currently doing, as well as establishing local dental therapy education programs in Tribal Colleges and Universities. Presenters will also provide an update on Tribal experiences with both third party billing for services performed by dental therapists and integrating dental therapists into their oral health care team.

Moderator: Candice Skenandore

- Christina Peters, Oral Health Project Director, Northwest Portland Area Indian Health Board
- Andrew Shogren, Health Director, Suquamish Tribe
- Brett Weber, Congressional Relations Coordinator, National Indian Health Board

#### **Session C** Leveraging Medicare Like Rates

Tower C

Tribal Nations have found that using Medicate Like Rates to manage your Tribal self-insurance plan, purchased/referred care program, and third-party provider care contracts can create significant savings. Panelists will provide tips to manage a self-insurance plan and purchased/referred care program while leveraging Medicare Like Rates.

Moderator: Melissa Gower

#### Panelists:

- Marty Wafford, Undersecretary of Support, Department of Health, Chickasaw Nation
- Elliott Milhollin, Partner, Hobbs, Straus, Dean & Walker
- Terri Schmidt, Office of Resource Access and Partnerships, IHS

#### Session D Preparing and Negotiating a 105(I) Lease with HIS

Mackinac Room

In 2016, the District Court for the District of Columbia found that IHS must negotiate lease agreements as permissible under Section 105(I) of ISDEAA. Since the decision, Tribal Nations and IHS have entered into and executed many lease agreements. However, the approved agreements in Fiscal Year 2018 exceeded appropriation levels and resulted in a decrease in programmatic increases for IHS and tribal facilities. Panelists will provide information about the leasing negotiations process, how to best prepare a proposal, and the current status of funding to support 105(I) lease proposals.

Moderator: Geoff Strommer

#### Panelists:

- Paul Hansen, Hospital Administrator, Maniilaq Association (invited)
- Michael Weaver, Director, Division of Engineering Services,
   Office of Environmental Health and Engineering, IHS

#### Session E Self-Governance Professionals Round Table Discussion

Peninsula Room

This Tribal-only session will discuss complex or hot topics with Self-Governance experts from various backgrounds and experiences.

Moderator: Rhonda Farrimond

#### Panelists:

Melanie Fourkiller, Senior Policy Analyst, Choctaw Nation

	<ul> <li>Cyndi Ferguson, Self-Governance Specialist/Policy Analyst</li> <li>Karen Fierro, Self-Governance Director, Ak-Chin Indian Community</li> </ul>
6:30 – 8:00 PM	Evening Reception Cultural Event: TBD Sponsored by:

#### **MONDAY SIDE MEETINGS**

	Department of the Interior's Office of Self-Governance Individual Tribal Training (Appointment schedule posted in room)	
9:00 – 12:00 PM	Self-Governance Database Training, Financial Training and Contract Support Cost One-on-One Calculation Training	Council Room
	Sharee Freeman, OSG Director	Manitou
	One-on-One meetings with Tribal Delegations:	
9:00 – 12:00 PM	Ken Reinfield, Senior Program Policy Analyst	Michigan G
	Matt Kallappa, Manager, NWFO	Michigan F
	Gordon Smith, Compact Negotiator	Michigan H

Tuesday, Ap	ril 2	
6:30 – 7:30 AM	Healthy Walk, sponsored by Spirit Lake Nation	
8:30 – 10:00 AM	Breakout Sessions	
Session A	Expanding Graduate Medical Education in Tribal Communities  Fostering personnel development and growth is a great way to expand the workforce and retain medical professionals on a long-term basis. Panelists will share information about new opportunities to become graduate medical education sites under the VA Mission Act, preparing to host a residency program, and	Tower A
	best practices for long-term successful graduate medical education site.	

Moderator: Chief Lynn Malerba

#### Panelists:

- Todd Hallmark, Executive Director of Health Operations, Choctaw Nation
- Edward Bope, MD, FAAFP, Director of GME Expansion, Office of Academic Affiliations

# Session B Creating and Implementing a Strategic Plan to Address Opioids in Tower B Tribal Communities

Congress and SAMHSA provide funding to Tribal governments and organizations to create and implement strategic plans to address the opioid epidemic. The funding primarily supports direct services to prevent or treat opioid use disorder. Panelists will discuss how they leveraged this funding opportunity to address the unique needs in tribal communities.

Moderator: Councilwoman Delia M. Carlyle

#### Panelists:

 Carolina Manzano, Chief Executive Officer, Southern Indian Health Council (invited)

# Session C Preparing an Indirect Cost Proposal (IDC) and impact on Contract Tower C Support Costs (CSC)

Preparing an indirect cost proposal and maintaining a current indirect cost (IDC) rate is becoming increasingly critical as Self-Governance interest increases and Tribal Nations reallocate and expand services. As a key component of the Contract Support Costs (CSC) calculation and policy, Tribal IDC rates play an important role. In addition, in late 2016, IHS released its new CSC policy to account for full funding of CSC.

Panelists will discuss the process to prepare, submit, and maintain a current IDC rate, as well as provide information on the new CSC policy and current negotiation issues.

Moderator: Bruce Baltar

- Rebecca Patterson, Partner, Sonosky, Chambers, Sachse, Enderson, & Perry LLP
- Steve Osborne, Partner, Hobbs, Straus, Dean & Walker
- Roselyn Tso, Director, Office of Direct Service and Contracting Tribes, IHS

#### **Session D**

#### **Improving Revenue Generation Cycle and Expanding Services**

Peninsula Room

This panel will discuss innovations in billing and collections activities and reimbursement policies to maximize revenue generation. These topics include steps and considerations to: (1) evaluate and implement conversion to encounter rate reimbursement for outpatient pharmacy services; (2) evaluate and adopt Tribal FQHC status; (3) adoption of telehealth service; and (4) integration of eligibility determinations for Medicaid and Marketplace coverage.

Moderator: Candice Skenandore

#### Panelists:

- Brian Wren Pharm.D., BCPS CAPT, USPHS, Chief Analytics and Revenue Officer, Choctaw Nation Health Services, confirmed
- Martha Ketcher, USET THPS Director, USET Tribal Health Solutions Group, confirmed
- John Marshall, USET Tribal Health Solutions Group Partner, Encompass Health Solutions, confirmed
- Debra J. Danforth, Comprehensive Health Director, Oneida Nation, confirmed
- Dave Larson, Continuum of Care Director, Oneida Nation, confirmed
- Doneg McDonough, Technical Advisor, TSGAC, confirmed

#### Session E

#### Perspectives on Electronic Health Record (EHR) Modernization

Mackinac Room

Health Information Technology changes daily and, in response, IHS and Tribes have responded in a variety of ways to meet the advances in medical practices and new regulatory requirements. Some Tribes have transition to a commercial EHR system in the last decade, while others have found success in utilizing the Resource and Patient Management System (RPMS). Now IHS is evaluating a whether a similar move for the entire IHS system is feasible and appropriate. This panel will discuss varying tribal responses to the ever-changing environment and provide insight on IHS' actions to maintain RPMS and to meet Meaningful Use requirements.

Moderator: Cyndi Ferguson

- Gene Burwell, Jamestown S'Klallam Tribal Clinic
- Dwane Sorrells, Senior Director, Information Technology (Health Services), Choctaw Nation

•	Mitchell Thornbrugh, Acting Chief Information Officer and
	Acting Director, Office of Information Technology, IHS (invited)

10:00 – 10:15 AM	Break	
10:15 – 12:00 PM	General Assembly, Closing session for IHS portion of the agenda	Governors Hall
	Moderator: Chief Lynn Malerba	
10:15 – 10:25 AM	Memorials, Part 1	Governors Hall
	Flutist: Jan Michael LookingWolf	
10:25 – 10:45 AM	U.S. Commission on Civil Rights: "Broken Promises: Continuing Federal Funding Shortfall for Native Americans" Recommendations	Governors Hall
	<ul> <li>Speakers:</li> <li>Karen Narasaki, Commissioner, U.S. Commission on Civil Rights</li> <li>W. Ron Allen, Chairman/CEO, Jamestown S'Klallam Tribe, Chairman, DOI Self-Governance Advisory Committee and President of SGCETC</li> </ul>	
10:45 – 11:15 AM	Litigation Update	Governors Hall
	Speakers:	
	<ul> <li>Rebecca Patterson, Partner, Sonosky, Chambers, Sachse, Enderson, &amp; Perry LLP</li> </ul>	
	Geoff Strommer, Partner, Hobbs, Straus, Dean & Walker	
11:15 – 11:55 AM	Impact of the Opioid Epidemic in Tribal Communities	Governors Hall
	Speakers:	
	Rebecca St. Germaine, Commissioner of Health and Human	
	<ul><li>Services, Mille Lacs Band of Ojibwe (invited)</li><li>Christy Duke, Senior Epidemiologist, USET Tribal Epidemiology</li></ul>	
	Center (invited)	
	<ul> <li>Robin Tipps, Yale Law School/Duke University School of Medicine '22</li> </ul>	
11:55 – 12:00 PM	Closing Remarks, closing of the IHS portion of the agenda	Governors Hall
	Speaker: Chief Lynn Malerba	
12:00 – 1:00 PM	Lunch, on your own	_

# 1:00 – 5:00 PM Department of the Interior (DOI) Office of Self-Governance (OSG) Mic

Michigan AB

The Indian Affairs Office of Self-Governance (OSG) staff and a representative from a Tribal Nation will provide an orientation to Self-Governance, as authorized under Title IV of the Indian Self-Determination and Education Assistance Act (ISDEAA). This session offers a firsthand look at the Self-Governance Program for a newly participating Tribe, newly elected Tribal leaders and is highly recommended for new staff performing Self-Governance duties. This training is also recommended for tribes striving to improve current workforce effectiveness and will provide updates for experienced Self-Governance professionals. Presenters will cover the law, regulations, application process, and guide you through specific functions of the OSG office, including negotiations, the Self-Governance Database (SGDB), and important finance and budget processes. The training will conclude with a question and answer session as well as door prizes for participants.

5:00 – 6:30 PM Tribal Caucus Michigan CD

#### **TUESDAY SIDE MEETINGS**

# Department of the Interior's Office of Self-Governance Individual Tribal Training (Appointment schedule posted in room) Self-Governance Database Training, Financial Training and

9:00 – 12:00 PM Self-Governance Database Training, Financial Training and Council Room Contract Support Cost One-on-One Calculation Training

Sharee Freeman, OSG Director Manitou

**9:00 – 12:00 PM** One-on-One meetings with Tribal Delegations:

Ken Reinfield, Senior Program Policy Analyst Michigan G

Matt Kallappa, Manager, NWFO Michigan F

Gordon Smith, Compact Negotiator Michigan H

Wednesday,	April 3	
7:30 AM	Registration opens	
8:00 – 11:00 AM	DOI/Tribal General Assembly	Governors Hall
	Moderator: W. Ron Allen, Tribal Chairman/CEO, Jamestown	
	S'Klallam Tribe, Chairman, DOI Self-Governance Advisory	
	Committee (SGAC) and Board Chairman, Self-Governance	
	Communication and Education Tribal Consortium (SGCETC)	
8:00 AM	Invocation, Thomas Peters	Governors
		Hall
8:05 – 8:15 AM	Welcome from Grand Traverse Band of Ottawa and Chippewa Indians	Governors Hall
	Speaker: Jane Rohl, Tribal Council Treasurer	
8:15 – 8:30 AM	Welcome and Opening Remarks	
	Speaker: Tribal Chairman W. Ron Allen	
8:30 – 9:00 AM	Department of the Interior, Indian Affairs update	
	Speaker: Tara Mac Lean Sweeney, Assistant Secretary-Indian Affairs (invited)	
9:00 – 9:45 AM	DOI Office of Self-Governance update	
	Speaker: Sharee Freeman, Director	
9:45 – 10:15 AM	Keynote Speaker:	
	Lieutenant Governor Peggy Flanagan, State of Minnesota (invited) Former Lt. Governor Valerie Davidson, State of Alaska (invited)	
10:15 – 10:30 AM	Break	
10:30 – 10:45 AM	Congressional videos	
	Congresswoman Deb Haaland, U.S. House of Representatives	
	<ul> <li>Congresswoman Sharice Davids, U.S. House of Representatives</li> </ul>	
10:45 – 11:15 AM	Legislative Updates	
	Speakers:	
	Geoff Strommer, Partner	

Hobbs, Strauss, Dean & Walker, LLP

Nathaniel "Tanner" Amdur Clark, Associate,
 Sonosky, Chambers, Sachse, Endreson & Perry, LLP

# 11:15 – 11:30 AM Department of Transportation, Update on Self-Governance Rulemaking

#### Speakers:

- Principal Chief Kay Rhoads, Sac and Fox Nation
- Head Councilman Joe Garcia, Ohkay Owingeh

#### 11:30- 11:45 AM Indian Child Welfare Act and other judicial updates

Speaker: Rebecca A. Patterson, Partner Sonosky, Chambers, Sachse, Miller & Monkman, LLP

#### **11:45 – 1:00 PM** Lunch, on your own

#### 1:00 – 3:00 PM Breakout Sessions

#### Session A TIWAHE ("Family" in Lakota)/ Funding Formula Matrix

Tower A

Panel One: TIWAHE Demonstration Project

The TIWAHE (Family) Initiative is intended to improve the health, safety and well-being of families by implementing a coordinated service delivery model among agencies and justice systems. Panelists will provide an overview of the TIWAHE Demonstration Project to include how the initiative developed, updates and success stories from the pilot projects, the status of the program expansion and the selection and criteria process for Tribal Nations interested in participating in the pilot project.

Moderator: Terra Branson

#### Panelists:

- Sarah Gone, TIWAHE Family Advocacy Coordinator, Fort Belknap Indian Community
- Mercedes Garcia, National TIWAHE Coordinator
- Cheri Goodwin, Director, Red Lake Family & Children Services
- Johanna Farmer, TIWAHE Family Advocate Coordinator, Pascua Yaqui (invited)

Panel Two: Implementation Challenges and Solutions

Panelists will discuss the August 2018 DOI IG Report, "Poor Record Keeping and Coordination within Interior threaten the impact of

TIWAHE", including the challenges identified in the report, an overview of the seven recommendations, and planned actions to address the recommendations. To the extent that planned actions from the Federal/Tribal Formula Funding Matrix workgroup will assist to address implementation challenges, the workgroup will provide an update on their progress.

Moderator: Terra Branson

#### Panelists:

- Donna Swallows, Senior Accountant/Self-Governance Coordinator, Grand Traverse Band of Ottawa and Chippewa Indians
- Vickie Hanvey, Program Policy Analyst, OSG, DOI
- Stephen T. Gregoire, Regional Supervisor, Audits, Inspections and Evaluations, Office of the Inspector General, DOI
- Patrick L. O'Boyle, Regional Supervisor, Audits, Inspections and Evaluations, Office of the Inspector General, DOI

# Session B Expansion of the "477" Demonstration Project and the Federal Memorandum of Agreement (MOA)

Tower B

In 2017, Congress enacted the Indian Employment, Training, and Related Services Consolidation Act to make the "477" demonstration project permanent, expand it to a total of twelve (12) federal agencies, and strengthen Tribal rights while streamlining the agency approval process. The law gave the 12 federal agencies a deadline of one calendar year (December 18, 2018) to finalize and sign a government-wide MOA establishing how they will work together to properly uphold and administer the law. The MOA was released in December 2018. Federal officials responsible for completing the MOA will cover key provisions of the agreement and what it means for Tribal Nations. Federal and Tribal officials that participated on the Workforce Development (477) Tribal Workgroup will share their opinions on the completed MOA and identify potential challenges related to implementation and possible solutions to overcome those challenges.

Moderator: Shawn Duran

- Nathaniel Amdur-Clark, Associate, Sonosky, Chambers, Sachse, Endreson & Perry, LLP
- Steve D. Osborne, Partner, Hobbs, Strauss, Dean & Walker, LLP

- Margaret Zientek, Assistant Director, Workforce & Social Services Program (P.L. 102-477) and Co-Chair, P.L. 102-477 Tribal Work Group, Citizen Potawatomi Nation (invited)
- Spike Bighorn, Office of Indian Services, BIA

#### Session C Native Children and Youth

Tower C

<u>Panel One:</u> Indian Child Welfare Act Defense: Litigation, State Laws, State Compacting

This Session will include a discussion of the defense mechanisms being employed to protect the Indian Child Welfare Act to include litigation, state laws and state compacting. While some states have enacted State laws to increase protections for Indian children (i.e. Washington and Michigan) and others have started compacting child welfare services (Alaska), a Texas court has ruled the Federal statute is unconstitutional.

Moderator: Karen Fierro

#### Panelists:

- Delia M. Carlyle, Council Member, Ak-Chin Indian Community Tribal Council
- Rebecca Patterson, Partner, Sonosky, Chambers, Sachse, Miller
   & Monkman, LLP
- Kathryn Fort, ICWA Appellate Project, Michigan State University College of Law

Panel Two: Investment in Tribal Education

Tribal Nations are exercising their sovereignty by opening and expanding their own schools on their own lands. Language Immersion Schools and Public Charter Schools provide options for Tribal Nations to offer culturally–responsive curriculum and school operations to their citizens and communities. In addition, some Tribal Nations are seeking new approaches to address the historical underfunding in Tribal education, broadband accessibility, and education technology. For example, Gila River Indian Community has entered into a Section 105(I) agreement with the Bureau of Indian Education (BIE) in which the Tribe will fund the construction of a new school on their lands and BIE agreed to lease the facility from the Tribe to operate as a BIE school. The panel will share details about their experiences using this innovative approach to fund school construction. Further, some Tribal Nations are exploring opportunities and taking steps to mesh culturally-appropriate curriculum with STEM and cyber curriculum to ensure Tribal youth are well prepared for the

workforce of the future. The Cyber Innovation Center (CIC), a notfor-profit organization, assists administrators, educators, and government leaders implement and advance cyber curriculum for K-12 schools. CIC is excited to participate on this panel and seeks opportunities to collaborate with Tribal schools.

Moderator: Karen Fierro

#### Panelists:

- Heather Washington, Chair, Board of Education, Salt-River
   Pima Maricopa Indian Community
- Isaac Salcido, Education Director, Gila River Indian Community (invited)
- Ron Lessard, Acting Executive Director White House Initiative on American Indian and Alaska Native Education
- Kevin Nolten, Education & Outreach Director, Cyber Innovation Center

#### Session D Self-Determination Provisions in the Farm Bill

Peninsula Room

Panelists will focus on the new Self-Determination provisions in the Farm Bill that expand Self-Determination/Self-Governance to the USDA. The new Tribal Demonstration Program for the food distribution program on Indian Reservations will allow Tribes to better serve their Tribal citizens and communities by providing greater access to traditional and nutritional foods. A second Tribal demonstration program in Forestry will allow Tribes to enter into administrative and management contracts with the Forest Service and BLM that provide for greater Tribal control over select forests. In addition, panelists will discuss the new Tribal Advisory Committee at USDA will be discussed and the role this Advisory Committee will play to maximize efficiencies and facilitate the government-to-government relationship. Finally, panelists will explore the opportunity for collaborative relationships with local communities, federal partners, and the international community that will optimize the federal investment and allow Tribal producers to engage in economic development and grow AI/AN businesses. Specifically, the Farm Bill made sweeping changes to the legal status of hemp and lays the groundwork for a national market for hemp and hemp derived products. The Farm Bill grants Tribes authority to regulate the cultivation, processing and sale of hemp pursuant to a plan approved by the Department of Agriculture.

Moderator: Chief Kay Rhoades

- Joe Van Alstine, Vice-President, National Association of Food Distribution Programs on Indian Reservations (NAFDPIR), Little Traverse Bay Bands of Odawa Indians
- Melanie Fourkiller, Senior Policy Analyst, Office of Self-Governance, Choctaw Nation
- Colby Duren, Director, Indigenous Food and Agriculture Initiative, University of Arkansas
- Phil Bakershenk, Partner, Holland & Knight, LLP
- Jeffrey A. Cormell, Attorney/Owner, Grindstone Law

# Session E Calculating, Understanding and Demystifying Contract Support Costs

Mackinac Room

Panelists will provide an overview of Contract Support Costs (CSC), including the difference between direct and indirect, proper classification of costs, options to tribes for establishing the Indirect Cost (IDC) base, and types of IDC rates available to tribes. Panelists will also review the OSG CSC Analysis Form, understand the nuances associated with negotiating an IDC rate and obtain a better understanding of the financial, legislative and policy aspects of CSC.

Moderator: Linda Austin

- Miles Reader, Financial Specialist, OSG, DOI
- Kasie Nichols, Director, Office of Self-Governance Citizen Potawatomi Nation
- Mark W. Stout, MBA, Supervisory Auditor/Branch Chief, Indirect Cost Services Division, Financial Management Directorate, Interior Business Center, DOI
- Ron Demaray, Former member of the Contract Support Costs Workgroup

3:00 – 3:15 PM	Break	
3:15 – 5:00 PM	General Assembly, reconvening	Governors
		Hall
3:15 – 3:30 PM	Memorials, Part 2	Governors
		Hall
	Flutist: Jan Michael Lookingwolf	
3:30 – 4:15 PM	GAO's Inclusion of BIA and BIE on its High-Risk List: What Next?	Governors Hall
	In February 2017, the U.S. Government Accountability Office (GAO) added Federal Management of Programs that Serve Tribal Nations and their citizens to its list of federal programs in need of	

significant improvement and reform. Specifically, GAO included both BIA and BIE on the list because of long-standing management weaknesses. In February 2019, GAO released an update that identifies the corrective actions BIA and BIE have taken since 2017 to address management weaknesses. Panelists will discuss what needs to be done for BIA and BIE to be removed from the high-risk list and the bureaus' progress implementing corrective actions to address identified weaknesses.

#### Speakers:

- Frank Rusco, Director, U.S. GAO
- Darryl LaCounte, Director, BIA (invited)

#### 4:15 – 5:00 PM Budget Update

Governors Hall

Panelists will discuss the TIBC Budget Subcommittee findings and recommendations intended to improve the budget process, national budget priorities, and the budget formulation ranking tool. Panelists will also discuss the importance of participating in the budget process and will seek to start a dialog on a Tribal strategy for advancing a strong budget request.

#### Speakers:

- W. Ron Allen, Tribal Chairman/CEO, Jamestown S'Klallam Tribe and Co-chair of the TIBC Budget Subcommittee
- Amber Ebarb, Budget/Policy Analyst and Policy Research Center (PRC) Program Manager, NCAI (invited)

#### 4:55 – 5:00 PM Announcements

#### 6:30 – 8:30 PM Evening Reception

Cultural Event: TBD Sponsored by: TBD

#### WEDNESDAY SIDE MEETINGS

# Department of the Interior's Office of Self-Governance Individual Tribal Training

(Appointment schedule posted in room)

1:00 – 5:00 PM Self-Governance Database Training, Financial Training and Council Room
2:30 – 5:00 PM Contract Support Cost One-on-One Calculation Training

Sharee Freeman, OSG Director Manitou

**1:00 – 5:00 PM** One-on-One meetings with Tribal Delegations:

Ken Reinfield, Senior Program Policy Analyst Michigan G

Matt Kallappa, Manager, NWFO Michigan F

Gordon Smith, Compact Negotiator Michigan H

#### Thursday, April 4

#### 8:30 – 10:30 AM BREAKOUT SESSIONS

# Session A Restoration of Tribal Homelands & Tribal Control of Critical Land Management Activities

Tower A

Panel One: Land into Trust

DOI recently revised the land into trust regulations at 25 C.F.R. Part 151 by creating "a two-step review and approval process for off-reservation trust acquisitions, while distinguishing off-reservation trust acquisitions for the purposes of gaming from off-reservation trust acquisitions for other purposes." This session will discuss DOI's new process and regulations, including DOI's decision to suspend land into trust activities in Alaska. The panel will also discuss the creative way in which some Midwest Tribes have tackled land into trust by entering into an MOU on trust land acquisitions.

Moderator: Councilwoman Delia M. Carlyle

#### Panelists:

- Will Mayo, Executive Director, Tanana Chiefs Conference
- Geoff Strommer, Partner, Hobbs, Strauss, Dean & Walker, LLP
- Sharlene Roundface, Chief, Division of Realty Services, BIA

Panel two: Tribal Administration of Resource Appraisal Services

In June 2017, Section 305 of the Indian Trust Asset Reform Act (ITARA) directed the administration of appraisals and valuations of Indian trust property by a single bureau, agency or other administrative entity. Per Secretarial Order, the single administrative entity identified is the Appraisal and Valuation Services Office (AVSO). AVSO is responsible for all real property appraisal and valuation services, as well as all minerals economic evaluations for the Department. The panel will focus on the template Appraisal MOU between AVSO and tribes and the status of funding agreement language pertaining to tribal assumption of Real Estate Appraisal Services program. Specifically, panelists will discuss varying view points on whether Tribal Nations need to enter into a

MOU with AVSO to take over these services. In addition, panelists will provide an update on the status of DOI's Land Buy Back program.

Moderator: Councilwoman Delia M. Carlyle

#### Panelists:

- Candice Skenandore, Self-Governance Coordinator, Oneida Nation
- Eldred Lesansee, Director, Appraisal Services, AVSO

# Session B Follow the Money Funding Distribution at the Bureau of Indian Affairs

Tower B

Understanding how funds that start at the Department of Treasury and ultimately are disbursed to Tribal Nations to fulfill obligations in funding agreements is important for all Self-Governance Tribes. Tribal officials have long reported that funding delays negatively impact Tribal programs and services and DOI has taken numerous steps in recent years to identify points in the process that slow the transfer of funds and reported improvements in key transfer points. However, in January 2019, GAO reported to Congress that DOI does not does not systematically track and monitor the distribution of funds agreed upon in self-determination contracts and self-governance compacts. Such a process is needed to ensure funds are disbursed to Tribes in a timely manner.

In this session, panelists will provide an overview of the DOI funding process, starting with Congressional appropriations, OMB apportionment, and DOI's process moving funds through central office, the Regions, OSG, and other BIA program offices before final disbursement to Tribal Nations. Panelists will also discuss opportunities to make further improvements—both administrative actions and potential legislative actions, including the Indian Programs Advanced Appropriations Act.

Moderator: Jay Spaan

#### Panelists:

- Jeannine Brooks, DOI/BIA
- Amber Ebarb, Budget/Policy Analyst and Policy Research Center (PRC) Program Manager, NCAI (invited)
- Rufina Villicana, Financial Specialist, OSG, DOI
- Danny Santiago, Finance Manager, OSG, DOI

#### **Session C**

Public Safety & Justice – Strong Tribal Court Systems Strengthen Tribal Sovereignty and Self-Governance

Tower C

Panel One: Tribal Court Assessments

A Tribal court assessment is a blueprint for the Tribe to use to improve the administration of justice to include establishing performance targets, monitoring performance, evaluating performance, and using the feedback to improve or develop strong court practices and policies. Panelists will discuss the importance of Tribal Court Assessments and how to effectively implement these assessments.

Moderator: Principal Chief Kay Rhoads

#### Panelists:

- Alfred Urbina, Assistant Attorney General, Tohono O'odham Nation
- Tricia Tingle, Associate Director, Tribal Justice Support, Office of Justice Services, Indian Affairs, DOI
- Bennie Francisco, Court Assessment Director, Office of Justice Services, Indian Affairs, DOI

Panel Two: Missing and Murdered Indigenous Women

An alarming number of Indigenous women and girls disappear or are murdered each year. The absence of consistent, standardized reporting on the issue has prevented researchers from gaining a true understanding of the problem. However, a new report released by the Urban Indian Health Institute (UIHI), a tribal epidemiology center, aims to shed light on the cases of missing and murdered Indigenous women and girls (MMIWG). Panelists will focus on data collection at the Tribal/State/Local level and agency coordination on the national front. In addition, panelists will examine current efforts underway in the state of Washington to address this issue. Panelists will also examine legislation that can further enhance protection of Indigenous women, such as, Savannah's Act and VAWA Reauthorization. Finally, panelists will discuss the opportunities available to Tribal Nations to address the needs of victims of crimes with VOCA funding.

Moderator: Principal Chief Kay Rhoads

- Melissa Simsonsen, Prosecuting Attorney, Swinomish Indian Tribal Community
- Esther Lucero, MMP, Chief Executive Officer, Urban Indian Health Institute
- Chuck Heurich, MFS, Senior Physical Scientist, Office of Investigative and Forensic Sciences, National Institute of Justice

#### **Session D**

# **Self-Governance in Action: Leading Practices in Tribal Governance**

Peninsula Room

Through several mini-sessions, panelists will each have 30 minutes to share experiences, spread ideas, and introduce leading practices that can enhance and strengthen Tribal governance. Participants in the session will walk away with increased awareness and familiarity with concepts that they can take back to their government for further discussion.

Moderator: Jennifer McLaughlin

Mini-Session 1: Exercising Powers of Tribal Sovereignty Through Self-Governance

In this session, the Salt River Pima Maricopa Indian Community (SRPMIC) will share their experiences fulfilling their sovereignty by taking advantage of existing powers of Tribal governance. For instance, SRPMIC is one of only a few Tribal Nations to take over the Land, Title and Records Office (LTRO) functions and the administration of BIA's roads programs from DOI. In addition, SRPMIC has used Special Law Enforcement Commission and local deputization and cross-deputization agreements to make its Nation safer for its citizens. SRPMIC's efforts to implement its sovereignty has been undeniably successful and has contributed to extensive economic development opportunities. (30 minutes)

Presenter: Robert Scabby, Self-Governance Director, Salt River Pima Maricopa Indian Community

Mini-Session 2: Are you vulnerable to a cyber-attack?

Cyber security is one of the most important security challenges that all governments face and Tribal Nations are no difference. In recent years, Tribal governments have experienced increased data breaches. A recent discussion at NAFOA's conference reports that information accessed through breaches such as ransomware and phishing schemes are of particular interest for financial and political gain to hackers. In this session, Anita Grivins, Director of Finance for the Pokogan Band of the Potawatomi will share their experience as a victim of a cyber attack and the steps the Tribe took to protect against future attacks. (30 minutes)

Presenter: Anita Grivins, Director of Finance, Pokagon Band of the Potawatomi

Mini-Session 3: How can a communications strategy help Tribal governments in their daily work and to help ensure success of their programs and initiatives?

Native Americans have a long and varied history of storytelling and culturally unique ways of communicating with one another and with other communities. In recent years, the communications playing field has changed and Tribal Nations have adapted communication styles to remain effective. Developing a communications plan can assist Tribal Nations effectively reach the audiences you are targeting and ensure messages are received in a manner that help further Tribal goals. In this session, Ricki McCarroll will introduce participants to key concepts for a communications strategy. (30 minutes)

Presenter: Ricki McCarroll, Communications Strategist

#### Session E Tips for Effective Tribal/ Federal Negotiations

Mackinac Room

In this session, panelists will focus on the role of Self-Governance professionals and Federal negotiators and provide tips for effective Tribal/Federal negotiations to include what Tribes should expect from their negotiator, challenges with the current process, and potential solutions to improve the process.

Moderator: Cyndi Ferguson

#### Panelists:

- Matt Kallappa, Manager, Northwest Field Office, OSG, DOI
- Donna Swallows, Senior Accountant/Self-Governance Coordinator, Grand Traverse Band of Ottawa and Chippewa Indians
- Kenneth Reinfeld, Senior Policy Analyst, OSG, DOI
- Melanie Fourkiller, Senior Policy Analyst, Office of Self-Governance Choctaw Nation

10:30 - 10:45 AM Break

#### 10: 45 – 12:00 PM General Assembly

Moderator: Chairman W. Ron Allen

#### 10:45 – 11:15 AM Administration for Native Americans

Speaker: Jean "Jeannie" Hovland
Deputy Assistant Secretary for Native American Affairs
Commissioner/Administration for Native Americans

	Co-Chair, Intradepartmental Council on Native American Affairs HHS/ACF	
11:15 – 11:45 AM	IPAAA legislation/ DOI Contracting & Compacting Considerations	
	This session will provide an opportunity for Congressional staff to discuss details and solicit input from Tribal officials on the Indian Programs Advanced Appropriations Act. Specifically, it will be an opportunity for Tribal officials to identify any unique aspects of contracting and compacting that they should consider as they consider implementation of the Act.	
	Speaker: Geoff Strommer, Partner, Hobbs, Straus, Dean & Walker, LLP	
11:45 – 12:00 PM	Retire the Colors, Eagle Town Post	
	Closing prayer	
	Adjourn DOI portion of the Self-Governance Conference	
12:00 – 1:00 PM	Lunch, on your own	
	Federal Agency Consultation Sessions	
1:00 – 2:30 PM	Non-BIA agencies	
	Speaker: Ken Reinfeld, Senior Policy Analyst, OSG, DOI	
1:30 – 4:00 PM	Department of Education Consultation	
	Speaker: Ron Lessard, Acting Executive Director	
	White House Initiative on American Indian and Alaska Native	
	Education	
	THURSDAY SIDE MEETINGS	
	Department of the Interior's Office of Self-Governance Individual Tribal Training (Appointment schedule posted in room)	
8:00 – 12:00 PM	Self-Governance Database Training, Financial Training and Contract Support Cost One-on-One Calculation Training	Council Room
	Sharee Freeman, OSG Director	Manitou
8:00 – 12:00 PM	One-on-One meetings with Tribal Delegations:	

Matt Kallappa, Manager, NWFO	Michigan F
Gordon Smith, Compact Negotiator	Michigan H