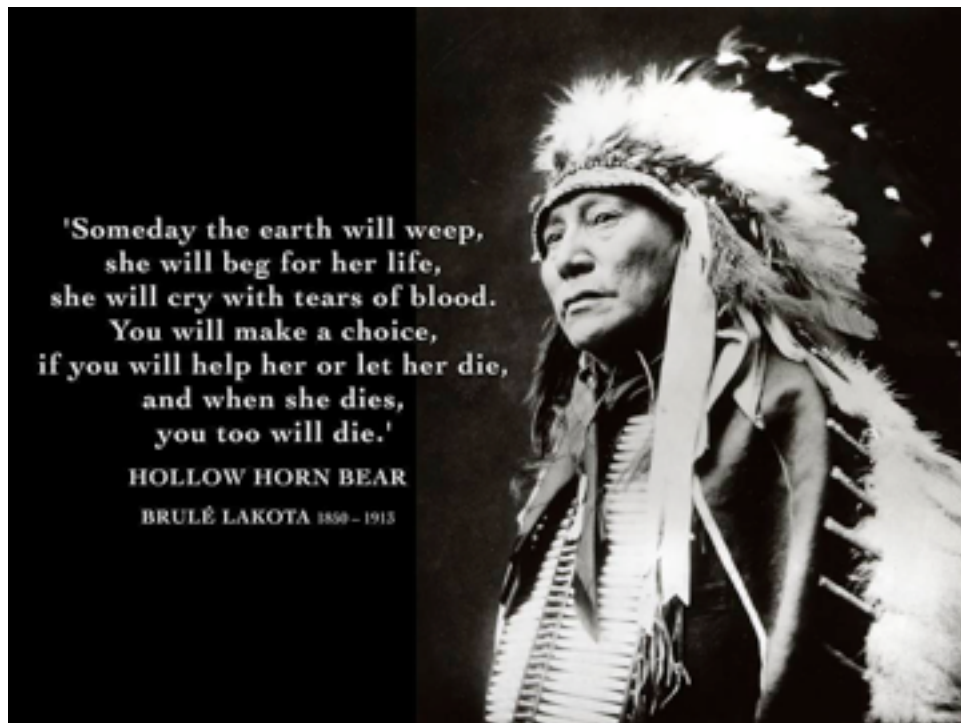


Journal #3528 from sdc 12.16.16

John Trudell on Liberation: Black Hills Survival Gathering 1980
BIA Overhauls Right-of-Way Regulations, Readjusts Trust Relationship
New Nevada place-name book
To all the tribal librarians, museologists, and archivists
GreenYatra
An eBook featuring stories and poems by tribal college students
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Additional budget notes (extracted/edited) from NCAI:
Wanted - a tribal student college blogger
Scalia was wrong: Students admitted through affirmative action thrive at elite colleges



John Trudell on Liberation: Black Hills Survival Gathering 1980

This was the first John Trudell (Santee Dakota) speech we heard which was recorded in 1980 at the Black Hills Survival Gathering in South Dakota. Listening... [m.soundcloud.com/](https://m.soundcloud.com/news-from-the-front) By news-from-the-front

Ed note: There is A LOT of history and

legal rights embedded in ROW chronology. Tribes need to be vigilant in creating a history of each ROW, particularly in the seesaw policy of who had the right to grant such.....do not hesitate to discuss. sdc

BUREAU OF INDIAN AFFAIRS (BIA) OVERHAULS RIGHT-OF-WAY REGULATIONS, READJUSTS TRUST RELATIONSHIP

As part of a broader Department of Interior effort to incorporate self-determination principles into federal law, the BIA has re-written the federal regulations at 25 C.F.R. Part 169 governing rights-of-way (ROW). The new regulations are intended to strengthen tribal sovereignty and promote economic development. In 2012, Congress enacted the Helping Expedite and Advance Responsible Tribal Homeownership (HEARTH Act), whose purpose was essentially to modernize the federal trust doctrine consistent with the federal policy of tribal self-determination by significantly shifting authority over tribal lands from the federal government to tribes. The new Part 169 regulations are intended to accomplish the same goal for ROWs. The principal difference is that, in the connection with ROWs, there is no counterpart to the HEARTH Act providing a mechanism for tribes to grant ROWs without BIA approval. Nonetheless, while retaining the BIA's approval authority, the new regulations significantly promote tribal sovereignty by:

- ☒ Establishing timelines for BIA review of rights-of-way requests;
- ☒ Allowing BIA disapproval only where there is a stated compelling reason;
- ☒ Deferring to individual Indian landowner decisions subject to an analysis of whether the decision is in their best interest;
- ☒ Promoting tribal self-determination & self-governance by providing greater deference to tribes on decisions affecting tribal land;
- ☒ Clarifying tribal jurisdiction over lands subject to a right-of-way;
- ☒ Incorporating tribal land policies in processing a request for a right-of-way;
- ☒ Permitting tribes & individual Indian landowners to negotiate the terms of consent, which BIA incorporates into the ROW grant.

The issue of compensation for ROWs over Indian lands has been hotly disputed in recent years. Significantly, the BIA rejected demands that tribes' negotiating authority be limited by a requirement for a third-party determination of fair market value. In addition to enhancing tribal self-determination, the new ROW regulations, like leasing regulations enacted under the HEARTH Act, should be viewed as an important legal infrastructure to support tribal economic development. Tribes should consider adopting procedures for tribal approval of rights-of-way, either as a stand-alone tribal ordinance or as part of a tribal HEARTH-compliant leasing ordinance.

New Nevada place-name book

I am writing to bring to your attention my new book, *Nevada Heartland: the Place Names of Carson City, Douglas, Lyon and Storey Counties, Nevada*, recently published by LeRue Press in Reno: leruepress.com/marybansari. On the cover, title page and page vii of the Introductory material is an index map of the four counties compiled by Jennifer Vican of the Nevada Bur. of Mines & Geology.

If you should wish to purchase more than one copy, call LeRue Press at 356-1004 to discuss a discount.

Thank you, and my best wishes for the Holiday Season, Mary B. Ansari

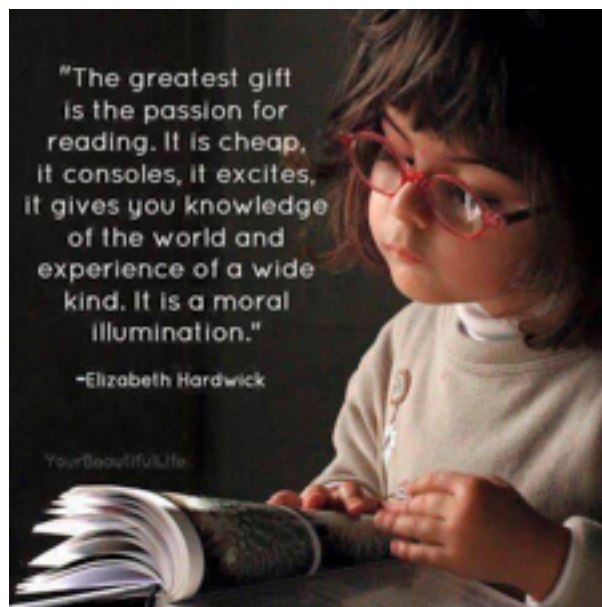
Happy Jólábókafloð!



IN ICELAND, books are exchanged on Christmas Eve, and you spend the rest of the night **READING**. People generally take their books to bed along with some chocolate. How cozy and wonderful does that sound?

Iceland publishes **MORE BOOKS** per capita than any other country, and new books are typically published only during the Christmas season--the frenzy is called Jolabokafloð, which means **Christmas Book Flood**.

AZpennydreadfuls.com



To all the tribal librarians, museologists and archivists who keep the past meeting the future and are a blessing in the present. sdc



GreenYatra

"Say, Pooh, why aren't you busy?" I said.

"Because it's a nice day," said Pooh.

"Yes, but—"

"Why ruin it?" he said.

"But you could be doing something Important," I said.

"I am," said Pooh.

"Oh? Doing what?"

"Listening," he said.

"Listening to what?"

"To the birds. And that squirrel over there."



"What are they saying?" I asked.

"That it's a nice day," said Pooh.

"But you know that already," I said.

"Yes, but it's always good to hear that somebody else thinks so, too," he replied...

- The Tao of Pooh, Benjamin Hoff

An eBook featuring stories and poems by tribal college students.

Touching Home portrays contemporary Native American life through the raw and honest creative writing of tribal college students.

[Buy the Kindle version on Amazon.com \(\\$9.99\)](#)

<http://americanindiansinchildrensliterature.blogspot.com/2014/12/aicls-best-books-of-2014.html>

[NATIONAL ASSOCIATION OF TRIBAL HISTORIC PRESERVATION OFFICERS](#)

FY2016 Federal Appropriations Update

Today's Date: Wed., Dec. 16, 2015

The U.S. Congress unveiled the "Consolidated Appropriations Act 2016," this morning, which included support for the Historic Preservation Fund.

GOOD NEWS:

Total 2016: \$65,410,000`	SHPOs: \$ 46,925,000
Tribes: \$ 9,985,000 (equal to Obama Administration request)	
Underrepresented: \$500,000	Civil Rights grants: \$8,000,000

By comparison, here is last year's levels:

Current Year -- FY2015: \$56,410,000	SHPOs: \$ 46,925,000
Tribes: \$ 8,985,000	Underrepresented: \$500,000
	Civil Rights grants: \$ 0

Link to Historic Preservation Fund funding history:

<http://nathpo.org/wp/thpos/history-of-funding/>

BAD NEWS:

The Historic Preservation Fund was not re-authorized (authorization expired Sept. 30, 2015).

Link to the bill -- 2009 pages:

<http://docs.house.gov/billsthisweek/20151214/CPRT-114-HPRT-RU00-SAHR2029-AMNT1final.pdf>



Link to the Interior Department bill (in PDF) -- only 109 pages:

<http://docs.house.gov/meetings/RU/RU00/20151216/104298/HMTG-114-RU00-20151216-SD008.pdf>

Excerpt on the HPF:

HISTORIC PRESERVATION FUND

The agreement provides \$65,410,000 for the Historic Preservation Fund. Within this amount, \$46,925,000 is provided for grants to States and \$9,985,000 is provided to tribes, consistent with the request. The recommendation also includes \$8,500,000 for competitive grants of which \$500,000 is for grants to underserved communities and \$8,000,000 is for competitive grants to document, interpret, and preserve historical sites associated with the Civil Rights Movement. Prior to execution of these funds, the Service shall submit a spend plan to the Committees on Appropriations of the House and Senate.

News Story:

"Here's what made it into Congress's big spending and tax bills"

Washington Post

By Mike DeBonis and Kelsey Snell December 16 at 12:40 PM

Excerpt: The \$1.1 trillion spending bill unveiled early Wednesday morning will keep most of the federal government funded through September — and it's packed with policy instructions, known on Capitol Hill as "riders," that will upset or excite Democrats, Republicans and various special interest groups.

Link to Washington Post story on this subject:

https://www.washingtonpost.com/news/powerpost/wp/2015/12/16/heres-what-made-it-into-congresss-big-tax-and-spending-bills/?hpid=hp_rhp-top-table-low_pp-budgetbill-12pm%3Ahomepage%2Fstory

Key Points for Indian Country (from NCAI)

- The rider prohibiting the use of funds to implement the proposed rule on "Federal Acknowledgement of American Indian Tribes" was not included.
- The Tribal Labor Sovereignty Act was not included.
- BIA's overall budget would increase by 7.5% over FY 2015 enacted, with a \$194 million increase for a total of \$2.796 billion.
- The Indian Health Service budget would increase by 3.6% above FY 2015 enacted amounts, for a total of \$4.8 billion.
- Tribal Behavioral Health Grants would be funded at \$30 million (\$15 million in the Mental Health appropriation and \$15 million in the Substance Abuse Prevention appropriation).



Aaniiih Nakoda College (formerly Fort Belknap College)

Location(s): Harlem, Montana **Established:** 1984

Chartering Tribe(s): Gros Ventre and Assiniboine

President: Carole Falcon-Chandler

Land Grant College: Yes

Address: PO Box 159, Harlem, MT 59526

Phone: 406-353-2607

Website: www.ancollege.edu

Enrollment (Fall 2010): 214 **Full-time:** 134 **Part-time:** 80

Associate degree

programs Non-degree programs/Certificates

Bay Mills Community College

Location(s): on the southeastern shore of Lake Superior, within the Bay Mills Indian Community (BMIC) in Michigan's Upper Peninsula

Established: 1984

Chartering Tribe(s): Bay Mills Indian Community

President: Michael Parish

Land Grant College: Yes

Address: 12214 West Lakeshore Drive, Brimley, MI 49715

Phone: (906) 248-3354

Website: www.bmcc.edu

Enrollment (Fall 2010): 596

Full-time: 302 *Part-time:* 294

Associate degree programs Non-degree programs/Certificates



Blackfeet Community College



Location(s): Browning, Montana

Established: 1974

Chartering Tribe(s): Blackfeet

President: Billie Jo Kipp

Land Grant College: Yes

Address: PO Box 819, Browning, MT 59417

Phone: (406) 338-7755

Website: www.bfcc.edu

Enrollment (Fall 2010): 476

Full-time: 421 *Part-time:* 55

Cankdeska Cikana Community College

Location(s): Fort Totten, ND **Established:** 1974
Chartering Tribe(s): Spirit Lake Dakota Nation
President: Cynthia Lindquist
Land Grant College: Yes
Address: PO Box 269, Fort Totten, ND 58335
Email: info@littlehoop.edu
Phone: (701) 766-4415 **Toll Free:** 1-888-783-1463
Website: www.littlehoop.edu
Enrollment (Fall 2010): 220 **Full-time:** 143 **Part-77**



Chief Dull Knife College



Location(s): in the community of
Lame Deer, on the 445,000-acre Northern Cheyenne
Reservation in southeastern Montana
Established: 1975
Chartering Tribe(s): Northern Cheyenne
President: Richard Littlebear
Land Grant College: Yes
Address: PO Box 98, Lame Deer, MT 59043
Phone: (406) 477-6215 **Website:** www.cdkc.edu
Enrollment (Fall 2010): 433
Full-time: 131 **Part-time:** 302
Associate degree programs **Non-degree
programs/Certificates**
**CDKC Rocket Team Wins Climate Change Experiment
Award (May 14th, 2015)**

College of Menominee Nation

Location(s): Keshena and Green Bay, WI
Established: 1993
Chartering Tribe(s): Menominee
President: Verna Fowler
Land Grant College: Yes
Address: N172 Hwy. 47/55, PO Box 1179, Keshena,
WI 54135 **Phone:** (715)
799-5600 or 1-800-567-2344
Website: www.menominee.edu
Enrollment (Fall 2010): 615
Full-time: 328 **Part-time:** 287
Bachelor's degree programs **Associate degree
programs**
Non-degree programs/Certificates





College of the Muscogee Nation

Location(s): Okmulgee, Oklahoma

Established: 2004

Chartering Tribe(s): Muscogee Nation

President: Robert Bible

Land Grant College: No

Address: 1200 Highway Loop 56, PO Box 917,
Okmulgee, OK 74447

Phone: (918) 549-2800

Website: www.mvsktc.org

Enrollment (Fall 2010): 220

Full-time: 171 Part-time: 49

Associate degree programs Non-degree programs/Certificates

Comanche Nation College

Location(s): Lawton, Oklahoma **Established:** 2002

Chartering Tribe(s): Comanche Nation

President: Rafe Edward Trickey, Jr.

Land Grant College: No

Address: 1608 SW 9th St., Lawton, OK 73501

Phone: (580) 591-0203

Website: www.cnc.cc.ok.us

Enrollment (Fall 2010): 265

Full-time: 7 Part-time: 258

Associate degree programs/Non-degree programs/Certificates



Dine' College

Location(s): Main campus in Tsaile, Arizona, plus seven community-based campuses throughout Arizona and New Mexico

Established: 1968

Chartering Tribe(s): Navajo Nation

President: Maggie George

Land Grant College: Yes

Address: PO Box 126, Tsaile, AZ 86556

Email: info@dinecollege.edu

Phone: (928) 724-6600

Toll Free: 1-877-988-3463

Website: www.dinecollege.edu

Enrollment (Fall 2010): 1,877

Full-time: 1,674 Part-time: 203

Bachelor's degree programs/Associate degree programs/Non-degree programs/Certificates

WANTED: Tribal College Student Blogger

Apply
Here



The new **Transportation Patch for the Girl Scouts of America**. It's an initiative sponsored by the Women in Trucking Association to provide young girls with insight into the trucking industry; it was mentioned in this piece from 17:30:00-20:30:00 in this NBR program on Friday. Turns out some trucking companies are working really hard to recruit female truckers because they "outperform" male truckers (fewer accidents, etc.). Werner Enterprises offers starting salaries for women in the \$50-60K range, in addition to 401Ks and college tuition assistance. <http://nbr.com/.../.../nightly-business-report-december-11-2015/>



Additional budget notes (extracted/edited) from NCAI:

Administration for Children and Families (ACF)

Within HHS, ACF provides the largest amount of funding to American Indians/ Alaska Natives outside of the funds provided by the Indian Health Service. Out of a budget of \$50 billion, ACF awards on the average \$647 million to Native Americans from the following programs: Head Start, Child Care, TANF, LIHEAP, Child Support and the Administration for Native Americans, to name a few.

Domestic Violence Hotline.-The agreement includes an increase of \$3.75 million for the Hotline, with some funds used to develop a tribal hotline.

Native American Programs.-The agreement includes \$3 million for the Generation Indigenous initiative focused on improving Native American language instruction across the education continuum.

Department of Education

Department of Education Indian programs would see some moderate increases.

Native Youth Community Projects: Within Special Programs for Indian Children, the omnibus includes \$22.89 million for Native Youth Community Projects, which makes competitive awards to support culturally-relevant coordinated strategies to improve the college- and career-readiness of Native American youth.

NCAI Contact Information: Amber Ebarb, *Budget & Policy Analyst*, aebarb@ncai.org

Scalia was wrong: Students admitted through affirmative action thrive at elite colleges

As the Supreme Court -- and people across the country -- debate affirmative action programs, a researcher presents data that concludes race-based programs help...