

**The INTER-TRIBAL COUNCIL  
of the FIVE CIVILIZED TRIBES**

**A RESOLUTION OF THE INTER-TRIBAL  
COUNCIL OF THE FIVE CIVILIZED TRIBES**

NUMBER 96-29

**Opposition to the Bureau of Indian Affairs JOM baseline student count cap**

**WHEREAS,**

the Inter-Tribal Council of the Five Civilized Tribes is an organization which unites the tribal governments of the Cherokee, Chickasaw, Choctaw, Muscogee (Creek), and Seminole Nations, representing over 300,000 Indian people throughout the United States, and

**WHEREAS,**

The federal government of the United States has a unique relationship with American Indian governments who have an interest in preserving and enhancing the educational opportunities for ourselves and our descendants; and,

**WHEREAS,**

In the October 18, 1995 Federal Register Notice, the Bureau of Indian Affairs selected "Method B" as the method of distribution for the Johnson O'Malley Program; and

**WHEREAS,**

This method imposes a baseline student count cap and effectively prohibits or limits any flexibility for growth, expansion, or additions of new programs; and,

**WHEREAS,**

As a result of the method of allocations, the student count and the per student baseline will remain at unrealistic funding levels, and will place discriminating restrictions on services provided to eligible Indian Students.

**NOW, THEREFORE, BE IT RESOLVED,**

That the Inter-Tribal Council actively oppose any type of cap limits or student count which prohibits or limits flexibility for growth, expansion, or addition of new programs that provide educational opportunities for Indian children.

**BE IT FURTHER RESOLVED**

That the Inter-Tribal Council carry out the intent of this resolution.

## CERTIFICATION

**ADOPTED** by the Inter-Tribal Council of the Five Civilized Tribes meeting held at Sulphur, Oklahoma on this 11<sup>th</sup> day of October, 1996, by a vote of 25 for, 0 Against, and 0 Abstentions.

J. Garland Eagle Signed for  
Joe Byrd, Principal Chief  
Cherokee Nation

Greg E. Pyle Signed for  
Hollis Roberts, Chief  
Choctaw Nation

Perry Beaver Signed  
Perry Beaver, Principal Chief  
Muscogee (Creek) Nation

Jerry Haney Signed  
Jerry Haney, Principal Chief  
Seminole Nation

Bill Anoatubby Signed  
Bill Anoatubby, Governor  
Chickasaw Nation