

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

NUMBER 97-27

**OPPOSING SPECIAL CONDITIONS AND GRANT WORK REQUIREMENTS  
AND FACILITY MANAGEMENT FUNCTIONS FOR O&M P.L. 100-197  
GRANTS ISSUED BY THE BUREAU OF INDIAN AFFAIRS**

**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,**

Special Conditions P.L. 100-297 Grant Work Requirements For Facility Management Functions For Operations and Maintenance Activities and General Conditions For Facility Management O&M P.L. 100-297 Grand have been issued by the Bureau of Indian Affairs through the Office of Indian Education Programs; and

**WHEREAS,**

The Inter-Tribal Council of the Five Civilized Tribes feels that the requirements set forth in these documents are not legal and are in direct opposition to Public Law 100-297; and

**WHEREAS,**

It is clearly stated under Part B of the Tribally Controlled School Grants, Section 5201(a) that the intent of Congress is to perpetuate a maximum "Self-Determination Policy" for the Indian people. Section 5207 of this act lists specific contents of reports to be submitted by the tribes. Any additional requirements imposed by the Bureau of Indian Affairs are not legal; and

**WHEREAS,**

In addition, Section VI seems to create a reporting requirement different from that set out in 25 USC, Section 250(3). The 2506 requirement is an annual submission to the Secretary of the number of students served and a brief description of programs offered under the grant. The conditions the Bureau of Indian Affairs are attempting to impose are not consistent with the intent of P.L. 100-297; and

**WHEREAS,**

The Oklahoma Area Education Office has been informed that the Bureau of Indian Affairs intends to hold up on facilities operation and maintenance funding for the Indian schools unless special reporting conditions are met requested by the Bureau of Indian Affairs.

**NOW THEREFORE, BE IT RESOLVED,**

That the Inter-Tribal Council of the Five Civilized Tribes opposes Special Conditions P.L. 100-927 Work Grant Requirements For Conditions For Facility Management O&M P.L. 100-297 Grants as issued by the Bureau of Indian Affairs through the Office of Indian Education Programs.

**CERTIFICATION**

Adopted by the Inter-Tribal Council of the Five Civilized Tribes meeting held at Sulphur, Oklahoma on October 10, 1997, by a vote of 25 for, 0 against, and 0 abstentions.

Mary Flute Cooksey Signed for  
Joe Byrd, Principal Chief  
Cherokee Nation

Greg E. Pyle Signed  
Gregory E. Pyle, 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