



# TRIBAL ISSUES

2018

### Confederated Tribes of the Goshute

Agency (Program)	Category	Task/Issue	Status/Comments
Governor's Office	State-Tribal Consultation/ partnership	Improved communication from the Governor's office about proposals that may impact the tribe.	
Governor's Office	Water rights	Tribe involved with Nevada water hearings. The Governor stated that he will not sign the Las Vegas Nevada water request and Governor has not heard from the Nevada Governor.	This is an administrative process under Nevada law. Utah decided in 2013 not to participate in a groundwater management agreement authorized by Congress. The tribe has approached the state to quantify their federal reserved water right claims through compact to strengthen their claims against proposed groundwater projects in Nevada. The state met with them several times and tried to get Nevada to participate, but Nevada is uninterested in negotiating a settlement for the Nevada portion of the reservation. Utah remains willing to settle reserved water rights in Utah by negotiation, but resists requests for a federal negotiation team before agreement on settlement principals. The state has given that response to the Goshutes attorney and are awaiting further dialog.
Governor's Office	Indian Child Welfare Act	Request for the state to not sign with Texas in a lawsuit against ICWA laws. ICWA is working in Utah and the tribe is supportive of having the law to protect Indian children.	
Department of Public Safety/Driver's License	Tribal identification card	Still not being recognized as proof of identity. This impacts tribal members with birth certificates, driver license, and voting.	

**Confederated Tribes of Goshute (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Utah Tax Commission	Tax exemption	When tribal members from the reservation purchase a vehicle, they should not have to pay taxes on the purchase. Some tribal members are being challenged.	
Native American Legislative Liaison Committee	Cabinet position	The tribe supports the Utah Tribal Leader Resolution to create a cabinet-level position for Indian Affairs. All eight tribal nations have signed the resolution and have presented it to Senator Van Tassell.	

**Skull Valley Band of Goshute**

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Heritage & Arts/ Office of Multicultural Affairs	Cultural sensitivity	Meeting with State School Board Superintendent to discuss cultural sensitivity in schools.	Need to coordinate with Governor's Off
Dept. of Workforce Services	Housing	Shortage of housing on the reservation.	Daniel Herbert-Voss emailed Candace Bear on May 21, 2018, with information about housing programs. This includes the Olene Walker Housing Loan Fund, which provides affordable housing loans for both multifamily and single family projects at below-market interest rates with no closing costs. Funds come from the Federal HUD HOME program, legislative appropriations, and income from previous loans. Daniel specifically oversees the multifamily housing program, but also oversees "out of the box" single family programs that don't fit in with the Self-Help or other single family programs.

**Skull Valley Band of the Goshute (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Workforce Services	Employment	Lack of jobs on reservation	Stephen Lisonberr, Workforce Development division director, provided Candace Bear with information about job openings in zip code 84029, which covers the Skull Valley Goshute community. There have been 424 jobs open during the past 12 months, and there have been 3,655 job openings when including Tooele. There is job growth happening near the tribe community, but not directly inside the Skull Valley area. While Workforce Services does not have job growth programs, they can connect tribal members to jobs near tribal lands. Stephen contacted Candace Bear to let her know this info.
Dept. of Health	Access to medical care on tribal lands	The tribe would have like to have a healthcare facility on the reservation.	
Dept. of Natural Resources	Wildland fires	Would like to meet with state and federal officials about wildland fires	
Public Safety	Law enforcement	Issues with Tooele County Sheriff response to calls. The tribe needs better enforcement.	Tribe would a formal agreement for assistance. This is a part-time Bureau of Indian Affairs officer shared with Ute Tribe. Utah Highway Patrol has told them the delayed responses are because of remote location. UHP has emailed Chairwoman Candace Bear twice with offers to coordinate meetings.

**Skull Valley Band of the Goshute (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Office of Economic Development	Economic development and employment	Request for employment or consideration for construction contracts with the new airport or prison facility.	The airport is overseen by Salt Lake County. The new prison is a state facility. The Tribe would like to apply for a construction opportunity with the new facility.
Office of Economic Development	Economic development	Tribe would like to have the reservation considered as a solar power site.	
State Courts	Cultural awareness	A tribal social worker is concerned about cultural insensitivity among district court judges and would like cultural awareness training. These could be similar to training given to Juvenile Court Judges about ICWA.	State liaisons will touch base with Dept. of Human Services about possibility of developing cultural awareness training for district court judges.
State Courts	Capacity building	Tribe is developing adult guardianship and conservatorship policies and procedures and needs assistance coordinating with state agencies.	Will confer with UT WINGS to see what assistance Court Improvement Program can provide.

**Navajo Nation**

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Heritage & Arts/ Division of Indian Affairs	Water quality	Unsafe drinking water on reservation	UDIA will find a mediator
Native American Legislative Liaison Committee	Cabinet position	To build and enhance tribal-state relations, the Navajo Nation strongly supports designation of a cabinet-level position for Indian Affairs and adequate budgetary support to carry-out state-tribal objectives.	
Governor's Office	Visit nation	Formal invitation to Gov. Herbert and cabinet members to visit Navajo Nation Council in Window Rock, Az. and Utah chapters in San Juan County.	

**Navajo Nation (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Governor’s Office	Consultations	Apply consultation policies uniformly	The Navajo Utah Commission and Utah chapters understand the Navajo Nation and the state have a government-to-government relationship, just as it does with the federal government. Gov. Herbert enacted an Executive Order on Tribal Consultation in recognition of tribal sovereignty. Unfortunately, the tribe asserts Utah has selectively applied this policy, in particular on important matters such as public lands and redistricting.
Elections Office	Redistricting	The Federal District Court of Utah adopted the San Juan School Board and San Juan County Commission voting districts developed by the Special Master in final judgement issued Jan. 11, 2018, and ordered their use in the 2018 elections.	San Juan County appealed the ruling. The Navajo Utah Commission and Utah Chapters urge the to protect voting rights and equal treatment the Navajo people of San Juan County.
Dept. of Transportation	Road upgrades	Requesting funding for SR-162, which is currently slated for 2020, and improvements on US-163 in Monument Valley, including construction of a roundabout at the intersection of US-163 and Gouldings Road. Also complete fencing along right-of-way corridors for US-163 and SR-162 to improve safety.	SR-162 not yet funded. Monument Valley Road Project and roundabout will be presented to the Transportation Commission during their May meeting for funding, and project design will likely start in 2018 with construction in 2019. Highway fencing is installed during active projects or as a maintenance item if no active project is in the area and is subject to the maintenance budget.
Dept. of Transportation	County Road 427	Constituent concerned for safety of 14 children that use the road to and from Monument Valley.	Concern should be sent to San Juan County. UDOT involved if state provides funding.

**Navajo Nation (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Governor’s Office of Economic Development/ Rural Development	Economic development	Economic conditions and chronic unemployment are long-standing challenges for the Navajo Nation. Gov. Herbert announced a the “25K/25 Counties” initiative in 2017, and the tribe would like their people in San Juan to participate. The tribe is urging GOED collaborate with the Navajo Nation Division of Economic Development and others in exploring business development and job creation for Navajo citizens.	
Utah State Board of Education	Achievement gap	Tribe requests special attention to how HB43 appropriations are spent by San Juan School District, including a quarterly report about implementation and year-end meeting with stakeholders.	
Utah State Board of Education	Bluff Elementary location	San Juan School District made a costly error in purchasing lands with archaeological issues, which created conflicts with the Navajo community and tribe.	Navajo Utah Commission and school district have made progress in finding a solution, which might include a land exchange involving the Utah Navajo Fairgrounds.
Utah State Board of Education	H.B. 43 -- Quality teacher funding for San Juan S.D.	Monitor implementation of H.B. 43 to ensure community involvement.	
Utah State Board of Education	Student travel	Requests study of student transportation program in San Juan S.D. to reduce student commuting time.	
U.S. Bureau of Land Management/ Utah Public Lands Policy Office	Bears Ears National Monument		

**Navajo Nation (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
U.S. Dept. of Interior	Bears Ears National Monument	<p>Monument designation is needed to protect archaeological sites, cultural resources, and ancestral ties important to five tribes and others. President Trump slashed the monument by 85 percent without proper tribal consultation in 2017. U.S. Rep John Curtis introduced H.R. 4532 and U.S. Rep. Rob Bishop introduced H.B. 3990, both without tribal consultation. It appears to try to divide tribes and limit their meaningful participation in management and preservation of ancestral homelands. Navajo Nation considers the Executive Order on National Monument Review, H.R. 4532, and H.B. 3990 coordinated effort targeting the monument designation and indigenous rights. It undermines tribal sovereignty and is wrong to not consult with tribes that have worked so hard to be heard.</p>	
Utah Congressional Delegation	Utah Navajo Water Settlement	<p>Request assistance in exploring ways to increase potential state contributions, as well as support introduction of legislation in the Senate.</p>	<p>Senate Bill 664 includes state obligation of \$8 million to Navajo Water Development Projects. State officials are working with delegation and a Navajo Nation lobbyist to get settlement approved. State officials consider the contribution appropriate, but await Interior Dept. recommendation. The state remains supportive of tribe’s desire to get money for water projects that improve their drinking water.</p>



### Paiute Indian Tribe of Utah

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Health	Health clinic	Needs letter of support from Governor for land transfer to build a health clinic in Richfield.	Health department working on letter.
Governor’s Office/ Congressional delegation	Fee To Trust	Support for the federal fee-to-trust applications that will be submitted for properties located in Richfield, Cedar City, and Springdale. The Springdale property is a challenge because a bridge has to be built to access the land.	
Governor’s Office	Indian Child Welfare Act	Request for the state to not sign with Texas in a lawsuit against ICWA laws. ICWA is working in Utah and the tribe is supportive of having the law to protect Indian children.	
Governor’s Office	Fee-To-Trust	Supporting tribe in federal-fee-to-trust outlined in Paiute Indian Tribe of Utah 1980 Restoration Act. Tribe did not receive land base outlined and would like the state to work with tribe to obtain that land base from BLM	Paiute Indian Tribe of Utah Restoration Act (1980) Public Law 96-227. State has a role to consult with tribes on state and local interest codified in the statute.
Heritage & Arts/Indian Affairs; State History	Cultural awareness	Help tribe write history of their people	
Dept. of Health	Medicaid	Continued support by the State for the all-inclusive billing by Center for Medicaid and Medicare Services. This is still a topic being discussed in the four-wall initiative, but the all-inclusive rates help the tribe by allowing them to be Community Health Centers and offering much of rural Utah a healthcare homeplace.	This is a new CMS policy. Dept. of Health will meet with tribal councils directly impacted and discuss in detail the two Medicaid provider designations and help the tribe make the best choice. They have already met with the CTGR and have had conference calls with the Utah Navajo Health Service.

### Paiute Indian Tribe of Utah

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Health	Special Diabetes Program for Indians	This prevention program is currently on continuing resolution. It works for the tribe and has helped members combating diabetes tremendously. The program monitors and tracks participants and provides assistance to stay on track.	On February 9, 2018, Congress passed a budget and reauthorized several public health programs. This program was funded at the same amount (\$150 million) until Sept. 30, 2019. This currently funds 301 tribal program nationwide through a competitive grant process. Started in 1997, it has helped lessen diabetes's negative impacts in tribal communities and cited as the most successful public health program in Indian Country. The UIHAB has Diabetes/Obesity as a priority to be addressed in all AI/AN communities for the next three years. The OAIANHA is also participating on the Nation Diabetes Prevention Program Advisory Board in Utah. The goal is to integrate each tribal SDPI program with this statewide initiative to improve capacity and improve health outcomes.
Governor's Office of Economic Development/ Rural Development	Economic growth	Tribe request information about Business Expansion and Recruitment (BEAR) program.	

### San Juan Southern Paiute

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Workforce Services	Weatherization	Request assistance for tribal residents in Paiute Mountain/ Navajo Mountain. Tribe understands other residents of San Juan County have been helped and would like to be included.	November 2, 2017: DWS met with tribal executives and visited seven homes of trinal members. Six of the homes have been served by Group WorkCamp at least once, including one home served this year. Additionally, those six homes had been weatherized. The other resident was provided an application packet. The homes inspected did have regular maintenance issues, but those are outside the scope of the program. DWS did offer technical assistance and followed up with an email of several resources, including how-to videos, materials preferred by our program, vendor contacts, and guidance on wood stove maintenance.
Dept. of Health	Birth certificates	Some tribal members need birth certificates	UDOH has a team that goes to Navajo Mountain and Monument Valley facilities to assist with birth certificates. Liaison will follow up with chairwoman to find a time for the team to assist members again.
Dept. of Health	Medicare	Some tribal members have been denied assistance	Dept. of Health needs more information from tribe to investigate
Dept. of Environmental Quality	Water quality	Request for assistance with water well repairs. Tribal member recently died from lead poisoning, and tribe believes the water is contaminated.	This issue has been forwarded to the Division of Drinking Water. When the division reports back to the DEQ Executive Director's Office the report will be updated.
San Juan County Water Conservancy District	Water	Tribe would like more info from the district	

**San Juan Southern Paiute (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
Dept. of Natural Resources	Hunting and fishing	Tribe would like more information about hunting and fishing for tribal members	Carlene Yellowhair was contacted by Dept. of Natural Resources on May 8, 2018, to discuss tribal hunting and fishing opportunities in Utah and the possibility of executing a cooperative hunting and fishing agreement with the state. Copies of state's big game hunting unit maps and existing hunting and fishing agreements with other tribes were sent for reference. Tribe will return information on tribe's historical occupancy of Utah to help inform the scope of its aboriginal hunting rights.
U.S. Dept. of Interior/ Bureau of Indian Affairs	Land transfer	President Yellowhair has spoken with Navajo Nation regarding land transfer land to the San Juan Southern Paiutes in Utah. The document needs to be finalized and Navajo Nation has been non-responsive. The SJSPT requested 200 acres for homes and 100 acres for farming plus additional land for grazing.	Lt. Gov. Cox indicated he would have a conversation with Vice-President Jonathan Nez for update.
U.S. Dept. of Interior	Ancient human remains	Tribe is concerned about construction in Paiute Mountain because they fear it has disrupted traditional burial sites. Tribe wants protection for burial sites and interment of exposed remains.	Indian Affairs will follow up with the Western region NAGPRA office to work with the tribes for resolution.
U.S. Dept. of Interior	Bears Ears National Monument	Past tribal president opposed monument, but President Yellowhair supports it.	Gov. Herbert has discussed this with President Yellowhair.

## Northwestern Band of Shoshone

Agency (Program)	Category	Task/Issue	Status/Comments
Governor's Office	Indian Child Welfare Act	Request for the state to not sign with Texas in a lawsuit against ICWA laws. ICWA is working in Utah and the tribe is supportive of having the law to protect Indian children.	
Dept. of Heritage & Arts	Bear River Massacre	The tribe invites state officials to attend annual Bear River Massacre memorial in January.	DHA will inform state officials and coordinate as needed.
Dept. of Heritage & Arts/ Division of State History	Bear River Massacre	Facilitate a meeting with State History's Monuments and Markers staff	
Dept. of Environmental Quality/ Division of Air Quality	Air quality	The tribe filed paperwork for state status on the Washakie Reservation. The tribe wants to analyze and comment on air quality permits companies, including Washakie Renewables and Nucor Steel, within a 50 mile radius. The air quality is very bad.	This issue has been forwarded to the Division of Air Quality. When the division reports back to the DEQ Executive Director's Office the report will be updated.
Congressional delegation	Federal contracts	The tribe used to bid on contracts with Hill Air Force Base, which provided a growing business that employed 150 people. Due to new criteria, the tribe no longer qualifies and most bids go to out-of-state businesses. Requests changing criteria to allow local businesses to bids.	
Utah Legislature	Bear River Massacre	Tribe requests state funding for the massacre memorial site.	The tribe purchased 530 acres at the massacre site and continue to seek additional funding for developing the site with interpretive walking trails, educational tours, and a small museum where tribal perspective and history can be shared.

**Ute Indian Tribe — Uintah and Ouray Reservation**

Agency (Program)	Category	Task/Issue	Status/Comments
Governor’s Office	Communication and trust	Tribal-state relationships strained with long-standing issues. Attention needs given to building a better relationship on both sides, and an understanding that while the tribe and state will not always agree with each other their needs to be respect. Maintain communication and consultation with tribe on issues that may impact tribe.	
U.S. Dept of Interior	Bears Ears National Monument	Tribe supports Bears Ears designation and continued support for protection of the land. The Ute Tribe has ties to the land and recognize it as part of their heritage and a place of spiritual meaning. The lack of tribal consultation by the Congressional delegation, state legislators, and Governor’s office was disrespectful and wrong.	
Uintah County	Uinta Basin Management Plan	Tribe would like more information from county	
Native American Legislative Liaison Committee	S.B. 98 (2018): Ute Water compact	Tribe opposes water compact. It does not include tribal input. The original water compact does need to be updated to reflect current needs, but the dispute has been going on for 20 years and in the last 4 years it has become more contentious.	

## Ute Mountain Ute

Agency (Program)	Category	Task/Issue	Status/Comments
Governor's Office	Indian Child Welfare Act	Request for state to not sign with Texas in a lawsuit against ICWA laws. ICWA works in Utah and tribe is supportive of having the law to protect Indian children.	
U.S. Dept of Interior	Bear's Ears National Monument	Tribe supports Bear's Ears National Monument. The tribe has a connection with the Bear's Ears indigenous lands to the spirituality of the land. Chairman Cuthair was concerned about lack of consultation with Congressional delegates, state leaders and the Interior Secretary Zinke.	
Dept. of Workforce Services	Housing	White Mesa community has a long-standing need for housing. Federal cuts impacted the community and multiple families are being forced share single homes. High unemployment makes housing difficult to afford. Many residents fit the definition for homelessness. Tribe requests information about assistance programs.	Daniel Herbert-Voss emailed tribe May 21, 2018, about housing programs. This includes the Olene Walker Housing Loan Fund, which provides affordable housing loans for both multifamily and single family projects at below-market interest rates with no closing costs. Funds come from federal HUD HOME, legislative appropriations, and previous loan income.
Dept. of Workforce Services	Weatherization	Some families have applied for this program but have never received assistance, and the tribe would more information about how White Mesa residents can qualify. They know that Navajo families have been helped through this program but White Mesa seems to be overlooked.	DWS has weatherized homes on White Mesa, but there is confusion about the program. It is not home maintenance. Also, Utes have their own HEAT program for their members, which complicates things since Workforce Services is mostly reliant on HEAT funding and cannot double-dip. DWS will conduct more outreach.

**Ute Mountain Ute (cont.)**

Agency (Program)	Category	Task/Issue	Status/Comments
U.S. Dept. of Interior/ Bureau of Indian Affairs	Law enforcement	White Mesa has a part-time BIA police officer shared with Towaoc, Colorado. The officer provides limited security.	DPS liaison has offered to organize a meeting to help resolve the issue.
U.S. Dept. of Interior/ Bureau of Indian Affairs	Online access to courts	Tribal members currently travel to Towaoc, Colo., for court. Online access would help.	DPS liaison has offered to organize a meeting to help resolve the issue.
U.S. Dept. of Interior/ Bureau of Indian Affairs	Law enforcement	BIA takes people arrested for intoxication or mental illness-related incidents to I.H.S. facility in Shiprock, New Mexico, before placing them in jail or otherwise.	DPS liaison has offered to organize a meeting to help resolve the issue.
Dept. of Health	Mental health	Mental Health needs are extremely lacking.	
Dept. of Heritage & Arts/ Division of Indian Affairs	Broadband	The community would like to have broadband Internet service.	DPS liaison has offered to organize a meeting to help resolve the issue.
Dept. of Heritage & Arts/ Division of Indian Affairs	White Mesa Mill	Requesting formal consultation with Gov. Herbert & DEQ leadership about White Mesa Mill.	Dept. of Heritage & Arts/ Division of Indian Affairs will follow-up.
Dept. of Environmental Quality	White Mesa Mill	Community members still feel the ill effects and report health issues from the water, which has a bad smell and awful taste. Some people can buy bottled water, but for others it is cost prohibitive.	
Dept. of Environmental Quality	Tailing transport from White Mesa Mill	Tribe concerned about transportation of contaminated tailings and would like notification if trucks hauling tailings travel by White Mesa.	
Governor’s Office/Dept. of Environmental Quality	White Mesa Mill	Tribe would like to meet with mill director and staff about current issues and future of the mill.	Arrange tour of the mill with DEQ liaison, who can also clarify state testing results.
San Juan County Food Bank	Food distribution	Tribe requests state help in mobile distribution of food to members who lack transportation.	Contact Utah Food Bank, who operates mobile units for isolated communities.