

NC Commission of Indian Affairs

North Carolina Association of Educators

700 S. Salisbury Street,

Raleigh NC

September 5, 2014

Approved 12-5-14

Chairwoman Ruth Revels presided over the September 5th meeting. The meeting was called to order at 10:15 a.m. with a quorum being present.

INVOCATION

Commissioner Shirley Freeman gave the invocation.

PLEDGE OF ALLEGIANCE

Commissioner Furnie Lambert led the membership and guests in the pledge of allegiance.

ROLL CALL

MEMBERS

President Pro Tem Appointee	Daniel Locklear	Absent
Speaker of the House Appointee	Wanda Burns-Ramsey	Present
Coharie	Isabell Freeman Elliott	Present
Coharie	Charlene Jacobs	Absent
Cumberland County Association for Indian People	Roy Maynor	Present
Cumberland County Association for Indian People	Gladys Hunt	Absent
Eastern Band of the Cherokee Nation	Sam Lambert	Present
Eastern Band of the Cherokee Nation	Marvel Welch	Present
Guilford Native American Association	Ruth Revels	Present
Guilford Native American Association	G. DeVane Burnette, Sr.	Absent
Haliwa-Saponi	Jeffrey Anstead	Present
Haliwa-Saponi	Charles Richardson	Absent
Lumbee	Larece Hunt	Present
Lumbee	Daniel Jones	Present
Lumbee	Furnie Lambert	Present
Meherrin	Chassidy Hall	Absent
Metrolina Native American Association	Walter D Baucom	Present
Metrolina Native American Association	Jessie Jacobs	Present
Occaneechi Band of the Saponi Nation	Sharn Jeffries	Present
Sappony	Dorothy Crowe	Present
Triangle Native American Society	Brett Locklear	Present
Waccamaw Siouan	Elton R Jacobs	Present
Waccamaw Siouan	Shirley Freeman	Present

YOUTH REPRESENTATIVES

NCNAYO	Jasmine Jacobs	Absent
NCNAYO	Jeremy Locklear	Absent
NCNACHOE	Toni Henderson	Absent

STATE OFFICIALS

Department of Administration, Bill Daughtridge, Jr, Secretary	Present
Designee: Bill Bryan	Absent
Employment Security Commission, Sharon Decker, Secretary	
Designee: Dale Folwell	Absent
Department of Health & Human Services, Dr Aldona Wos, Secretary	Present
Designee: Sherry Bradsher	Present
Department of Labor, Cherie Berry, Commissioner	
Designee: Tina Morris-Anderson	Present
Department of Environment & Natural Resources, John Skvarla, Secretary	
Designee: Brad Ives	Present
Department of Cultural Resources, Susan Kluttz, Secretary	
Designee: Steve Claggett	Absent

STAFF

Greg Richardson, Executive Director	Present
Ruth F Maitz, Administrative Secretary	Present
Kimberly Hammonds, Program Director, Economic Development	Present
Stephen Maynor, Community Development	Present
David Grigsby, Program Director, Section 8 Program	Present
Elk Richardson, Program Director, Workforce Investment Act Program	Present
Mickey Locklear, Program Director, Educational Talent Search Program	Present

OTHER STATE OFFICIALS PRESENT

G. Mark Teague, Assistant Attorney General, Department of Justice
Rhonda Todd, Legislative Liaison, Department of Administration
Dr. Robin Cummings, Deputy Secretary, Department of Health and Human Services
Jarrod Lowery, Community Liaison, Governor’s Office
Emily Grant, Youth Programs Coordinator, Museum of History
Daniel Wright, VAWA Administrator, Governor’s Crime Commission

OTHERS PRESENT- Angela Allen, Senior Associate, Ragsdale Leggett, PLLC.
Attendance list on file with the Commission

DR. ALDONA WOS, SECRETARY, DEPARTMENT OF HEALTH AND HUMAN SERVICES

Chairwoman Ruth Revels expressed gratitude to Dr. Aldona Wos, Secretary for the NC Department of Health and Human Services for her participation in the Commission meeting. Chairwoman Revels also noted that Dr. Wos was the first DHHS Secretary to attend a one of our Commission Meetings in recent memory. Dr. Robin Cummings, a prior member of the Commission’s Indian Health Committee and friend of the Commission, introduced Secretary Wos.

Dr. Wos expressed how grateful she is for two Deputy Secretaries, Dr. Robin Cummings and

Ms. Sherry Bradsher, who works with DHHS, for their work and contributions to the mission of DHHS and that she very fortunate to have a physician like Dr. Robin Cummings leading the department and thanked the grater community for sending him to her. Dr. Wos shared some of the department's goals and they are:

- Focus on doing the right thing
- Focusing on the patients and patient care
- Get out of the way, focusing on patient care
- Medicaid reform, which was passed in the House of Representatives and awaiting Senate approval
- Make sure the best oppotunities are given to the communities and assuring the best health care
- Collect and compiling health accurate data
- Child welfare – we need to do the right thing, we owe that to our children

Dr. Wos emphasized that she is interested in providing effect services to the Citizens of North Carolina, noted that Dr. Robin Cumming chaired the Commission's Indian Health Initiative, which lead to the creation of the NC Indian Health Board. Indicated that he assures her that the department says focused on providing excellent and effective services. She spoke of a recent meeting between the NC Indian health Board and her office regarding the need to collect accurate data on American Indian health and her commitment to assure that accurate information is collected. She also spoke of the need for the Indian Child Welfare rules to be followed so that Indian children would be offered an opportunity to be raised in a culturally appropriate environment.

Dr. Wos indicate that she want to stay focused on patient car in her Medicare plans and that health outcomes are a priority for her administration, that patient based outcomes are.

Chairwoman Revels, again thanked Secretary Wos for attending the commission meeting and for her kind remarks.

Chairwoman Revels took a brief moment to thank Secretary Bill Daughtridge, Jr for attending the commission meeting and for supporting the work of the commission.

Greg Richardson, Executive Director, read out loud the names of the new and returning member and requested that they assemble at the front of the room for the Swearing in Ceremony.

Chairwoman Revels introduced The Honorable Paul M. Newby, NC Supreme Court Justice, who was present to the Commission's 2014 Swear in Ceremony for the new and returning members of the Commission. In a brief statement, Chairwoman Revels indicated Justice Newby is an extremely good example of a of public service servant, who is very giving of his time and energy to serve the State.

Chief Justice Newby expressed his honor and appreciation to Chairwoman Revels for being invited to perform the swearing in ceremony. He also expressed how appreciative he is to be in the presence of his former teacher Ruth Revels and how she influenced him as a young student.

SWEARING IN CEREMONY

The Honorable Paul M. Newby, NC Supreme Court Justice, presided over the ceremony. Judge Newby read the swearing in statement out loud and asked each new and returning member to repeat after him.

New members:

Wanda Burns-Ramsey - Lumbee, Appointed by the Speaker of the House

Returning members:

Dorothy Crowe - Sappony Indian Tribe

Larece Hunt – Lumbee Tribe of North Carolina

Elton Ray Jacobs – Waccamaw-Siouan Indian Tribe

Jesse Jacobs – Metrolina Native American Association, Inc

Sharn Jefferies – Occaneechi Band of the Saponi Nation

Ruth Revels – Guilford Native American Association, Inc

Marvel Welch – Eastern Band of the Cherokee Nation

ELECTION OF OFFICERS

The Commission has two officers’ seats vacant: Vice-Chair and Secretary/Treasurer.

Chairwoman Revels opened the floor for nominations for Vice-Chair. Commissioner Shirley Freeman was nominated by Commissioner Furnie Lambert. Commissioner Larece Hunt moved that nominations come to a close. Commissioner Fernie Lambert moved that Commissioner Freeman be accepted by acclimation. Commissioner Larece Hunt seconded that motion and the motion was adopted unanimously.

Chairwoman Revels opened the floor for nominations for Secretary/Treasurer. Commissioner Larece Hunt nominated Wanda Burns-Ramsey. Motion by Commissioner Furnie Lambert all nominations be closed, second by Commissioner Maynor, motion adopted. Commissioner Larece Hunt moved that Wanda Burns –Ramsey be approved as the Secretary /Treasurer by acclimation. Furnie Lambert seconded the motion and the motion was unanimously adopted.

ETHICS STATEMENT

Greg Richardson, Executive Director read the Ethics Statement, on behalf of Chairwoman Revels.

MOTION TO ADOPT THE MEETING AGENDA

A motion to adopt the agenda as presented was made by Commissioner Furnie Lambert and seconded by Commissioner Jeff Anstead. Motion carried.

MINUTES FROM JUNE 5TH AND MINUTES FROM THE MAY 9TH TELECONFERENCE

Chairwoman Revels asked the Commission to consider the minutes as presented. A motion to approve the June 5 minutes and the May 9 teleconference minutes was made by Commissioner Jeff Anstead. The motion was second by Commissioner Roy Maynor. Motion carried.

GUEST SPEAKERS

N.C. STATE BOARD OF ELECTIONS

Greg Michalek, Ted Fitzgerald, and Attorney Brian Livecchi with the State Board of Elections. They brief the Commission on the new voter ID legislation. Voter Information Verification Act (VIVA), S.L. 2013-381 House Bill 589, regarding the forms of identification required to vote in 2016. State tribal identification cards are authorized in the new legislation as a valid form of identification. However, this has become somewhat of a challenge, since each tribe's card can be different, but none the less must comply with the statutes. The statutory requirement for state recognized tribes are different for that of the federally recognized tribes. The indicated that tribal cards from federally recognized tribes don't seem to be a problem.

Requiring photo identification for each voter has brought about some concerns:

- There are 291,000 registered NC voters who do not match the DMV records
- September 2014 report – there are 53,564 registered American Indians voters
- Of the 291,000 who do not match DMV database 3,578 are American Indian

The changes in the voting laws for 2016 will be in print, media (TV, radio), on line, social media, work with public agencies, private partners. They encouraged tribal leaders to pay attention to the requirements and help the State Board of Elections to get work out about the requirements.

Commissioner Locklear questioned tribal sovereignty which usurps the government on how we do things and who we are. Do all 500+ tribes have to produce lists? Are all federal tribes producing lists? If a voter produces a tribal ID from a federally recognized tribe, are they are allowed to vote with their tribal card? If yes, this is a double standard and discriminatory, because some state recognized tribe may not have a photo on their tribal cards. Is a tribal ID required to vote? When in doubt will the polling place allow the person to vote? The Commission needs to pass a resolution in opposition to the legislation and request an amendment of the legislation.

Dr. Ryan Emanuel stated from the statistics given by the speakers, of the 291,000 registered voters only 6% are not a match with DMV records. Good point!

Attorney Livecchi said you can refer to the DMV and the Board of Elections websites for any special information regarding documentation required for voting in the 2016 election.

Commissioner Locklear made a motion in opposition of current legislation. The Board of Elections is using two different methods of identifying American Indians. The Board of Elections should use the same criteria for Federal and State tribes OR delete the section in the legislation referring to State recognized tribes. The motion was seconded by Wanda Burns-Ramsey. Motion was not adopted.

Greg Richardson suggested a draft be drawn up by the CIA and passed on to the Legislative Committee. No action was taken to draft the any proposed legislation.

TRIBAL REPORTS AND UPDATES

Commissioner Jeff Anstead - Haliwa-Saponi – Commissioner Anstead reported the tribe has elected its first female chief, Chief Ogletree Richardson. Chief Richardson was present during the meeting and invited to make brief comments. Chief Richardson extended an invitation to the Commission to join the tribe during its 50th Anniversary Celebration and Pow-Wow, which will be held the 3rd weekend of April. Commissioner Anstead indicated that the tribe's Federal Recognition Committee is reviewing new Federal Recognition rules; the suggestion was made for each tribe to review them and provide comments during the comment period. He also announced that there will be a walk at UNC-Chapel Hill in memory of Faith Hedgepeth, a Haliwa-Saponi Tribal member who was killed two year ago.

Commissioner Shirley Freeman - Waccamaw-Siouan – Commissioner Freeman reported that monthly meetings are being held at the tribal center with Kim Peevia’s leadership initiative to encourage young Indian women to be stronger. She indicated that the tribe is looking at the possibility of starting a Charter School in the future.

Commissioner Marvel Welch - Eastern Band of the Cherokee Nation – Commissioner Welch reported the tribal council has prepared a resolution declaring the Qualla Boundary a historic site, announced that the fall Festival will be held October 7 and invite everyone to participate, reported that the Cherokee Hospital Construction is progressing according to schedule and that a topping off ceremony will be held in January 2015. Finally, she announced that the tribe is taking over DSS services for its tribal members at Cherokee under an agreement with the NCDHHS.

Commissioner Jessie Jacobs - Metrolina Native American Association – Commissioner Jacobs announced the 20th Anniversary American Indian Golf tournament, which is being held in memory of Johnny Strickland, a member of the Lumbee Tribe and former member NC Highway patrol.

Commissioner Dorothy Crowe - Sappony – Commissioner Crowe reported the Sappony tribe’s 5K Run is becoming a great success for their community and that the Run generated over \$10K for the Heritage Fund Youth Camp, which is held in their community. As a result four graduating seniors received \$500.00 scholarships. She also noted that the Annual Homecoming event in the community was held Labor Day weekend.

Commissioner Isabelle Freeman - Coharie Tribe – Commissioner Freeman reported that the tribe’s Pow-Wow will be held next weekend and encouraged the commission to participate, spread the word and encourage attendance.

Commissioner Roy Maynor -Cumberland County Association for Indian People – Commissioner Maynor reported their Pow-Wow will be the first weekend in October at the Old Maxwell School location in Fayetteville.

Commissioner Fernie Lambert - Lumbee Tribe of NC – Commissioner Lambert reported that the Lumbee tribe has closed on the purchase of the Indian Cultural Center and that progress is being made at to clean up the property, the tribe is coordinating that process and removing debris, indicated that some repairs and renovations are needed.

Executive Director’s Report

Congratulations were extended to Commissioner Sam Lambert and his wife Hillane on their 36th wedding anniversary; He asked for prayers of healing for Charlene Jacobs who was unable to attend the meeting due to a broken foot. Finally, he asked the Commission to observe a moment of silence for Faith Hedgepeth’s family. (Indicated that two years ago, we were holding our commission meeting when news of Faith’s death was revealed. The case remains unsolved!)

Tribute to Former Commission Member Lila Spaulding

Ms. Lila Spaulding passed away on Monday, August 17, following a lengthy illness, at the age of 83.

She was an outstanding member of the Commission and served on the Commission from July 1, 1990 to June 30, 2011, a total of 21 years of service to the Indian Community. She served as Secretary/Treasurer of the NC Commission of Indian Affairs and served on the following committees; Executive Committee, Indian Health Committee, Ad Hoc Indian Land Trust Committee, Economic Development and Employment Committee and the Human Resources Committee. She was a Licensed Practical Nurse and a License Marriage Counselor. She was also a Business Owner and owned Wacca County Gift Shop and a Christmas Tree Farm, which she developed and operated until her health started to fail. Ms. Lila made her home in the St. James Indian Community of the Waccamaw-Siouan tribal Community.

Budget Update

The Governor's budget included funding for the Commission for the upcoming fiscal year. The funding will sustain the day to day operation of the Commission; however, the 4th quarter of the fiscal year which ends June 30, 2015, will be extremely tight, as a result of work to be completed on the Tuscarora Nation of North Carolina's petition for state recognition.

Budget Snapshot for Fiscal Year Ending June 30, 2014:

330,198	General Fund-Appropriations (state funding)
38,364	SUNS Program – (federal pass through funding)
87,736	Low Income Energy Assistance Program (same as above)
276,981	Educational Talent Search (federal funding – (US Department of Education)
4,364,580	Section 8 Housing (federal funding –US Department of Housing and Urban Development)
235,616	Workforce Investment Act (federal funding - US Department of Labor)
\$5,333, 475	Total

2014 Legislative Recap

This quarter, we did not receive any new legislative proposal from the tribes, organizations or from members of the Commission for the 2015 session of the NC General Assembly.

However, the following legislative items were monitored this quarter:

- a. **State Recognition Legislation** - A bill titled “**Enhance State Recognition Process**”. This legislation was provided to the Commission during the June meeting and copies are on file with the Commission. This bill was referred to a legislative committee and was not adopted during the short session of the General Assembly. However, I anticipate it being re-introduced during the 2015 long session.
- b. **State Advisory Council On Indian Education (SACIE)** – As reported during the June meeting new legislation is being discussed to change the make-up of the SACIE. The proposed legislation has been drafted and a copy of the proposed legislation was handed out during the June Commission meeting. The legislation was not introduced during the Short Session; however, I anticipate a bill will be introduced in the long session to change the make-up of the SACIE.
- c. **Other –Tribal ID Cards**
NC GS 163-166.13 – Photo Identification Requirements for Voting in Person Effective January 1, 2016. Section (a), (3) (e), (6-7) of the statute authorizes Tribal ID Cards to be used in the election. However, the requirements for state recognized tribes are different from the federally recognized tribes as follows:

- (6) A tribal enrollment card issued by a federally recognized tribe (the only requirement)
- (7) A tribal enrollment card issued by a tribe recognized by this state under Chapter 71A of the General Statutes, provided that card meets all of the following criteria:

a. Is issued in accordance with a process approved by the State Board of elections that requires an application or proof of identity equivalent to the requirements for issuance of a special identification card by the Division of Motor Vehicles under G.S. 20.7 and G.S. 20-37.7

Section 8 Housing Program Audit – Annual Audit

As reported during the last quarter the State Auditor’s Office has conducted an audit of the Section 8 Housing Choice Voucher Program, as required by the US Department of Housing and Urban Development (HUD). The audit report was submitted to the US Department of Housing and Urban Development on July 31st as required and there were no audit findings.

Staff Anniversary Awards

- Sue Faircloth – 30 years
- Elk Richardson – 25 years
- Latesha Middleton – 10 years
- Gary Lynch – 2 years

A copy of the Executive Director’s Report is on file with the Commission and was presented to the commission membership during this meeting. Additionally, copies of the quarterly reports from the Program Managers are also on file with the Commission and were also distributed to the commission.

REPORT ON 2014 INDIAN HERITAGE MONTH CELEBRATION– EMILY GRANT, NC MUSEUM OF HISTORY

- Reported American Indian Heritage Month Celebration is the largest event held at the NC Museum of History Museum.
- Duke Energy is providing \$50,000 for the 50 Title 7 counties and tribal schools. On the Museum’s website there are applications for travel grants for the event.
- There will be more media attention this year regarding American Indian history and culture.

STATE BAR ASSOCIATION UPDATE ON 2015 NC INDIAN UNITY CONFERENCE COLLABORATION BY ANGELLA ALLEN

Announced that the State Association is working with the Commission to bring several Indian Law presentations to the conference, which will provide American Indian and non-Indian attorneys with an opportunity to attend the conference and receive CLE credits for their participation. She indicated that the State Bar Association is interested in doing more to educate attorneys and other who work with the courts with information about various aspects of Indian Law.

GREETINGS FROM REPRESENTATIVE CHARLES GRAHAM, HOUSE DISTRICT 47, ROBESON COUNTY, NC

Representative Graham noted 2013-2014 Legislative session has ended. The voter id issues using tribal ID cards were a concern, are they a legal form of identification, can the card be mass produced. These

issues were in deliberations and preference was not to go thru the State Board of Elections for approval, since the State already has 7 recognized tribes.

Commission membership brought up the double standard being used - Federal versus State tribes. Federal tribes do not have to have their process of tribal ids approved by State Board of Elections; each tribe has different recognition procedures for their members.

Representative Graham said the legitimacy of his tribal card was questioned.

Representative Graham encouraged committee members to bring leaders to caucus meetings for the long session and bring issues.

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES -

Brad Ives, Designee to Commission

Mr. Ives assured the Commission DENR tracks all records (recycling waste, where hazardous materials are stored, etc), that the commission may need for the Environmental Justice Committee. If any specific information is needed regarding the land used by tribes or surrounding areas can be reported at any time by making a simple request.

Linda Culpepper, Director of State Division of Waste Management, included a power point presentation indicating where there are contaminated properties, chemical disposal sites, hazardous waste, i.e., dry cleaning, body shops, etc., in the state.

The membership had many questions - How much waste is being generated in state, what is being transported out of state, what is maintained in the state, who monitors non-toxic waste, what exclusions are given to farmers, when is the EPA brought in if there is a spill, do local governments negotiate contracts for waste removal, what can be done with land that has been detoxed?

Scott Moux, Chief, Recycling Center, Indicated that we need to be less dependent on landfills, recycling is working. Landfill disposal rates in 2009 shows we only had 20 years left, in 2014 the years left increased to 30 years. We need to reduce waste, opt out of phone books, junk mail, compost food waste, buy products made with recycled materials. We all need to participate in curbside recycling, if that is not available in your community, use a private hauler **or start your own drop off system.**

Commodities, i.e., electronics, used cooking oil, oil and oil filters, household hazardous materials and many more can all be recycled. There are industrial plants that have programs for 0% waste, using the theme reduce, recycle and reuse. Mr. Ives would like us all to remember to use energy efficiently and recycle.

DEPARTMENT OF CULTURAL RESOURCES -

Lawrence Abbott, Assistant State Archaeologist, works in the coastal counties of North Carolina. Studies have shown Native American sites along the coast are being destroyed by weather conditions, i.e., erosion, wind speed, sea level rising, wave action, landscape collapse and human activity. Cultural Resources has compiled information on over 46 thousand coastal sites of which 60-70% are Native American sites. Some of these sites are over 10 thousand years old and shell tempered pottery has been found from 800-900 years ago. Prehistoric Native American shell pieces have been found and are being pulverized with weather conditions, but archaeologists do not have an understanding on how these items were used by the Native American people. The Department of Cultural Resources is trying to put processes into place to reduce the erosion at these sites. Biologists are also interested in this information enabling them to tie in habitat threats. It is important these sites are listed on the National Registry as cultural sites as are Gettysburg, Monticello, Mount Vernon, etc. No one knows how much the sea level is going to continue to rise, but researchers feel certain the level is going to continue to rise, which will change the coastal plain dramatically. Mr. Abbott reached out to the Commission membership to call and continue an open discussion regarding Native American issues.

Greg Richardson asked if there was an inventory list of American Indian historic landmarks and road side markers. Greg would like the Commission to be notified verifying information displayed on the marker before it is erected,

COMMITTEE APPOINTMENTS –

Chairwoman Revels asked the commission members to review the Committee list sent out in the packets and let her know if any changes are needed. **Commissioner Brett Locklear would like to be put on the Indian Education Committee.** The Chairwoman indicated that she would like to meet with Mr. Locklear to discuss his request. He responded by saying never mind. Commissioner Locklear responded, “I’ve requested this appointment on three separate attempts and nothing happened/occurred.” All other requests for committee appointments or changes were made without any discussion.

COMMITTEE REPORTS -

Recognition – Tuscarora Nation of N.C. - Chairman Larece Hunt was unable to attend the Recognition Committee work session that was held in August and thanked Vice-Chair Shirley Freeman for presiding over the meeting in his stead.

Chairman Hunt announced that the committee had received 2 binders of information presented by the petitioner and acknowledged that the review and work was quite intensive, daunting and challenging for the committee. He reminded the commission that it was necessary to hire a professional genealogist (Anita Finger-Smith) to assist with the review and analysis of information contained in the petition. He gave a recap of the review process and that during the December 2013 meeting in Cherokee, the petitioner and the consultants for the petitioner (Jeff and Frankie Davis), were asked if they had any additional information to be submitted to the recognition committee. They indicated that all information had been submitted. Committee work sessions were held, 5/22/14, 7/9/14 and 8/12/14, to work with Ms. Finger-Smith and review genealogical information and materials.

Chairman Hunt cited an interruption by the petitioner and its consultant during an 8/12/14 meeting in Raleigh. That meeting could not be called to order as scheduled because, Mr. Davis, the petitioner’s consultant was very unruly and attempted to take control of the committee work sessions. The Chairwoman attempted to calm him down so as to start the meeting, however, he continued ranting and was allowed to do so until he calmed down. At that time, at the close of his ranting he presented additional information to the committee, and requested that it be included in the Tuscarora. Mr. Davis was reminded several times this was only a working session and was asked to take a seat in the audience; he ignored the requests and the Chairwoman requested that the Executive Director call security as a result. Mr. Mark Teague also advised the petitioner that there would be an opportunity to present additional information later on in the process. At the end of the meeting, Mrs. Davis’ wife, also one of the petitioner’s consultants, publicly announced that “she was declaring war on the Commission”, “that she would spread the word to other tribes in the U.S., to also ask them to declare war on the Commission.” A number of negative side comments were made by representatives of the Tuscarora in the audience, while the work session was being held, but none were as aggressive and disrespectful as those made by Mr. or Mrs. Davis. Mr. Hunt advised the Commission members that his committee members were made to feel unsafe, uncomfortable and threatened during this meeting. At least one member requested an escort to her vehicle parked in the parking lot. Following that meeting State Capitol police were contacted and advised about this incident. Following a review of the additional information presented by the Davis’s, which contained additional genealogical information, a DVDs or CDs, which was supposed to be about Tuscarora history or genealogy that was contained in the petition. However, the DVD’s and CD included information about an illegal act of what can be interpreted as a terrorist act, associated with the Bureau of Indian Affairs takeover in 1973 by American Indian militants and the Robesonian newspaper takeover and hostage taking in Lumberton, NC many years ago. Considering the magnitude of this information and what appeared to be a subtle threat, the Executive Director advised the Deputy Secretary of DOA about

that matter and requested that he come to the Commission's office and review some of the DVD/CD's. The DVD/CD's were discussed and review and the Deputy Secretary determined that the Secretary of DOA should be advised of this matter. Following that meeting, the Secretary of the NC Department of Public Safety Secretary (Secretary Perry) was notified. Secretary Bill Daughtridg of the Department of Administration asked the Executive Director to brief Secretary Perry, Director of the SBI, State Capitol Police Chief and the area FBI representative about this matter. That briefing took place immediately following the meeting with our Deputy Secretary. The investigation continues and all future meeting will include a security officer, until further notice.

Chairman Hunt indicated the work of the committee would continue as planned and that the Committee should be in a position to make a recommendation to the commission in the near future, unless the petitioner submits additional information.

Commissioner Locklear asked if the Commission could have a restraining order filed against the Davis's. Attorney Mark Teague said this could be classified as a misdemeanor because they were disruptive, would not sit down, and had threatened the committee and NCCIA.

Greg Richardson indicated that we were advised to proceed with caution and take a wait and see attitude and not take any formal action unless there is further disruption of our meeting, by the petitioner or its consultants.

Commissioner Burns-Ramsey asked if the meetings are not in a state facility, who will have to pay for the police presence? Greg Richardson indicated that he would consult with State Capitol Police regarding such, but most likely we would have to pay for security, unless we could work out something with the local law enforcement agency.

Mr. Teague commented the process will continue to go forward and follow the legislation/law regarding such matters.

Greg Richardson reminded everyone to proceed to review the historical information included in the petition.

Commissioner Hunt added the committee is only looking at the facts presented. Chairwoman Revels thanked the committee for its work and commended them for doing an excellent job under extenuating circumstances.

Funrie Lambert, Chairman, Veterans and Land Trust Committee– Veterans had a town hall meeting 9/25/14 with the VA representative, Mr. Hoffman, who had a Q&A period, with local veterans, in Pembroke, NC.

The Land Trust documentation was submitted in December 2009 and June 2014 for 1 tract of land, to be placed in trust with the Lumbee tribe. The documents were submitted to the Lumbee tribe, however, the tribe has not process those documents and have not returned them to the commission.

Roy Maynor, Chairman, Legislative Committee – The committee has not received any legislative recommendations form commission members or the tribes, therefore, the committee did not meet during this quarter. However, there is interest among commission member regarding the State Advisory Council on Indian Education legislative proposal and the Tribal Id legislation.

Jeff Anstead, Chairman, Culture Resources Committee– The committee met one on 9/7/14, discussed the need to develop a new process to manage the Commission's Resource Directory. The Southeastern Studies Program is willing to work in collaboration with the commission to update the directory. However, there is a need to develop a process to assure that the process of editing, updating the directory along with developing a process to assure that the individuals placed in the directory have the appropriated background, credentials etc., to be placed in the directory. It was felt that whatever process is developed that the Commission should oversee the process and own the directory. A concern was voiced regarding proper representation of Indian Tribes with regards to the annual Indian Heritage month celebration. The chairman noted that the Mascot issue is still in the forefront and should be address by the Commission.

Commissioner Revels asked who has control of selecting the dancers and presenters for the annual Indian Heritage Month Proclamation. Elk Richardson, who serves on the Indian Heritage Month Celebration Committee, indicated that the NC Museum of History's, Indian Heritage Month Planning Committee selects the dancers, presenters and does the fundraising for that event.

Dorothy Crowe, Chairman, Indian Education Committee – Mrs. Crowe reported that the Education Committee held a teleconference on August 6, 2014. She updated the committee members on the proposed changes to the State Advisory Council on Indian Education's legislation and how that legislation was developed and by whom. Committee members were mailed a copy of the current legislation and the proposed legislation for review and comments. **The current text of 115C-210.1**, legislation regarding membership composition of the State Advisory Council on Indian Education, states that the Council shall consist of 15 members:

- (1) Two legislative members (one senator appointed by the President Pro Tempore of the Senate and one representative appointed by the Speaker of the House);
- (2) Two Indian members from higher education to be appointed by the Board of Governors of the University system;
- (3) One Indian member from the North Carolina Commission of Indian Affairs to be appointed by the Commission;
- (4) Eight Indian parents of students enrolled in public schools and two Indian educators from public elementary/secondary schools to be appointed by the State Board of Education from a list of recommended appointees submitted by the North Carolina Commission of Indian Affairs;
- (5) Indian members of the Council shall be broadly representative of North Carolina Indian tribes and organizations, specifically, the Eastern Band of the Cherokee Nation, Lumbee, Coharie, Waccamaw-Siouan, Haliwa-Saponi, Meherrin, Person County Indians, Cumberland County Association for Indian People, the Guilford Native American Association, and the Metrolina Native American Association, and any other Indian tribe gaining State recognition in the future.

The proposed revision is requested for G.S. 115C-210.1(4) and 115C.210.1(5) only.

4a. Four Indian parents of students enrolled in K-12 public schools and four Indian K-12 public

school educators recommended by the North Carolina Commission of Indian Affairs to the State

Board of Education for approval. For the purpose of this bill, K-12 educators are classroom

teachers and resource teachers, school counselors.

4b. One Indian Education Program Administrator appointed by the State Superintendent.

4c. One K-12 public school administrator appointed by the Chairman of the State Board of Education. A school administrator is defined as a principal, assistant or associate superintendent.

5. Indian members of the Council shall broadly represent tribes and organizations recognized by the State of North Carolina and those recognized by the Bureau of Indian Affairs.

Mrs. Crowe reported that after a lengthy discussion, the committee voiced their most immediate concern about the reduction in the number of American Indian Parents from eight to four. Mrs. Crowe noted that SACIE members have been asked to send in their pros and cons to her prior to the Council's November meeting. The Committee felt that it was imperative to have the voices of their constituents heard so that they may have a more informed response to the proposed changes. Mr. Lambert made a motion that a decision not be made to support or not support the Proposed Legislative Changes, for the 2015 session of the General Assembly, until the committee has had the opportunity to get comments and recommendations from their prospective communities. Mr. Charles Richardson seconded the motion and it was passed with a unanimous vote.

Therefore, Mrs. Crowe asked that each member poll their community and respond to her by October 15th. She will compile the responses and submit a report during the October 21st Committee meeting and then have them ready to be submitted to SACIE on November 1st. The next SACIE meeting is November 13th in Asheville.

The committee questioned the legality and ethics of the State Board of Education appointing a board member to sit on a committee, since it is the responsibility of the Council to advise the State Board of Education and DPI on matters relating to Indian Education. Mrs. Crowe advised that Debra Williams is the DPI appointee to SACIE, Dr. Glee Richardson, DPI Liaison to SACIE, Dr. Olivia Oxendine, SBE Liaison to SACIE. Mrs. Crowe asked that the Department of Administration's attorney to determine if the proposed legislative changes will result in a conflict of interest. Again, it is the responsibility of SACIE to advise the State Board of Education and not to control or circumvent the work of SACIE.

Mrs. Crowe reported that since 2006 the American Indian high school graduation rate has increased by 15.5%. American Indians students' graduation rate in 2014 was 83.8% the highest graduation rate to date. She also reported that the Common Core standards may be changed. There is an 11-member committee whose role is to study the Common Core standards and come up with recommended changes.

Chairwoman Revels asked the Commission members to think about the proposed changes to the SACIE legislation and prepare for additional discussions during the December meeting.

The Chairwoman announced that there is a possibility that the December meeting date may be moved to November 21st to coincide with the Indian Heritage Month Celebration. She noted that if the meeting is changed to November, it would not start until approximately 1:00 p.m. Finally,

she noted that he staff would evaluate this possibility to get with her shortly discuss the pros and cons of moving the meeting date.

FUTURE MEETING DATES

November 21, 2014 – Possibly the next meeting date

Dec 5, 2014 – Scheduled Meeting date- Location TBA

Mar 19, 2015 – Commission meeting in conjunction with the Unity Conference

Respectfully submitted

Wanda Burns-Ramsey, Secretary-Treasurer

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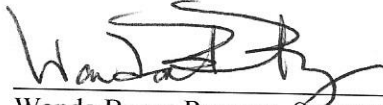
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