The INTER-TRIBAL COUNCIL
of the FIVE CIVILIZED TRIBES

NUMBER 98-09

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 Five Civilized Tribes of Oklahoma are responsible for providing for the
health, education and general welfare of their respective constituencies, and

WHEREAS,
This responsibility extends to the provision of adequate transportation systems for
Indian people residing in the service areas of the Five Civilized Tribes, and

WHEREAS,
The Inter-Tribal Council has been advised that the Intermodal Surface
Transportation Efficiency Act (ISTEA) legislation is to be reauthorized by the
U.S. Congress and will soon be under consideration by a Conference Committee,
and

WHEREAS,
The Inter-Tribal Council has reviewed the language and proposed amendments
regarding the reauthorization of ISTEA, i.e., S. 1173 and H.R. 2400, and hereby
issues the following positions:

Regarding S. 1173:

1. That the term “Indian Reservations” in Section 1106 be replaced with “…and,
within or adjacent to Indian lands, communities and Alaskan Native villages
as defined in section 101 of this title.” This would serve to include Indian
lands in Oklahoma that may not be included in the term “Indian
Reservations.”

2. That the reference to Section 23 U.S.C. section 134 and 135 references be
removed from Section 1106 of the bill, because there are many processes and
requirements of these sections that are not applicable to the Indian
Reservation Roads (IRR) Planning.

3. That proposed amendment #1709 offered by Senator Ben Nighthorse
Campbell (and similar amendment to H.R. 2400 offered by Representative
Don Young) be approved to make P.L. 93-638 applicable to all IRP funds,
including the six percent administrative funds currently managed by the
Bureau of Indian Affairs.
4. That the proposed amendment offered by Senator Pete Domenici be approved, which would increase the IRR program to $250 million over the next five years.

Regarding H.R. 2400:

1. That the amendment offered by Representative Ray LaHood be strongly opposed. This amendment would prohibit a Tribal Government from receiving federal highway funds unless the tribe has reached a written agreement with a State for payment of state motor fuel taxes.

NOW, THEREFORE, BE IT RESOLVED,
That the Inter-Tribal Council of the Five Civilized Tribes of Oklahoma hereby adopts the above position regarding the reauthorization of the Intermodal Surface Transportation Efficiency Act.

THEREFORE, BE IT RESOLVED,
The Inter-Tribal Council strongly encourages the Conference Committee of the U.S. Congress to consider the above position in its deliberations regarding the reauthorization of ISTEA.

CERTIFICATION
Adopted by the Inter-Tribal Council of the Five Civilized Tribes meeting held at Tahlequah, Oklahoma on April 3, 1998, 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 Gregory E. Pyle, Chief Choctaw Nation

Perry Beaver Signed Jerry Haney Signed
Perry Beaver, Principal Chief Jerry Haney, Principal Chief
Muscogee (Creek) Nation Seminole Nation

Bill Anoatubby Signed
Bill Anoatubby, Governor Chickasaw Nation