

Fiscal Year 2011 Annual Report

The Arizona Commission of Indian Affairs



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ABOUT THE COMMISSION

The Commission was established by the adoption of A.R.S. § 41-541 in 1953 by the 21st Legislature to consider and study conditions among the Indians residing within the State of Arizona.

Pursuant to A.R.S. § 41-542, the Commission exists to assist and support state and federal agencies in assisting Indians and tribal councils in this state to develop mutual goals, to design projects for achieving goals and to implement their plans.

The commission meets this charge by:

1. Assembling and make available facts needed by tribal, state and federal agencies to work together effectively.
2. Assisting this state in its responsibilities to Indians and tribes of this state by making recommendations to the governor and the legislature.
3. Conferring and coordinate with officials and agencies of other governmental units and legislative committees regarding Indian needs and goals.
4. Working for a greater understanding and improved relationships between Indians and non-Indians by creating an awareness of the legal, social and economic needs of Indians in this state.
5. Promoting increased participation by Indians in local and state affairs.
6. Assisting tribal groups in developing increasingly effective methods of self-government.
7. Assisting urban Indians.

The Commission hosts two distinct events to encourage a spirit of cooperation to guide the continuing government-to-government relationship between the State and Tribal Nations and Communities. In cooperation with the state Legislature, Tribal Leaders, and Inter Tribal Council of Arizona, the Commission facilitates Indian Nations and Tribes Legislative day on Tuesday of the second week of each regular legislative session with a primary objective of discussing issues of mutual interest; and pay tribute to American Indian peoples and their contributions to the history, prosperity and cultural diversity of the United States. The other event, Arizona Indian Town Hall, creates a process that promotes public consideration of issues, builds consensus and supports the implementation of resulting recommendations.

The Commission consists of 17 Commissioners, including seven Indian and two non-Indian members appointed by the Governor, and 8 Ex-Officio members who serve by the virtue of their office. The selection process for the appointed membership is based off of recommendations made by each individual tribe.

Appointed Membership:

Ms. Lucinda Hughes-Juan of the Tohono O'odham Nation, Chair
Mr. Cedric Kuwaninvaya of the Hopi Tribe, Vice Chair
Ms. GinaMarie Scarpa – Member at Large, Secretary
Ms. Cora Maxx Phillips of the Navajo Nation
Mr. Paul Nosie Jr. of the San Carlos Apache Tribe

Ex-Officio Membership:

On the behalf of The Honorable Janice K. Brewer, Governor of Arizona
Ms. Katosha Nakai, Policy Advisor for Tribal Affairs

On the behalf of The Honorable Tom Horne, Arizona Attorney General
Ms. Maria Morlacci, Assistant Attorney General

On the behalf of The Honorable John Huppenthal, Superintendent of Public Instruction
Ms. Debora Norris, Indian Education Specialist

On the behalf of Director William Humble, Arizona Department of Health Services
Mr. Michael Allison, Native American Liaison

On the behalf of Director Don Cardon, Arizona Department of Commerce
Mr. Nolberto Machiche, Communications Director

On the behalf of Director Sherry Henry, Arizona Office of Tourism
Ms. Dawn Melvin, Native American Tourism Development Manager

On the behalf of Director John Halikowski, Arizona Department of Transportation
Ms. Misty Dayzie, Tribal Planner

On behalf of Director Clarence Carter, Arizona Department of Economic Security
Ms. Judith Fritsch, Program Administrator for the Office of Community Services

The Commission received an appropriation of \$63,100 for FY11 and staffed half time by the Executive Director, Ms. Kristine FireThunder.

LINKING PEOPLE AND COMMUNITIES

Through tribal consultation, collaboration, coordination and Communication, the Commission works to ensure that state services and resources are available to all eligible state citizens residing in Arizona tribal communities to the same extent that such services are available to all other eligible state citizens. This collaboration serves the public interest by providing a perspective on Indian Affairs and creating forums for tribal members and urban Indians to impart their knowledge on statewide issues.

To determine the best approach, the Commission responds in one of three ways:

1. Counseling – The Commission receives many inquiries on processes to proactively engage tribal governments. Through counseling, the Commission is able gather data and determines how new information may be efficiently shared to address a common barrier, outline event programming, include key tribal contacts to develop feasible outcomes.
2. Research - In situations where state officials may require additional data to make informed decisions, the Commission will coordinate activities with various levels of government to communicate underlying issues and address areas of mutual concern.
3. Facilitation - In an effort to encourage a spirit of cooperation to guide the continuing government-to-government relationship, the Commission will facilitate consultations between the state and tribal nations and communities at the request of either party.

OBJECTIVES AND PERFORMANCE MEASURES

The performance measures reported each year to the Office of Strategic Planning and Budgeting and the Joint Legislative Budget Committee reflect the Commission's effectiveness in meeting its goals.

GOAL 1: Facilitate communication between tribal entities (both public and private), elected state officials, and other state agencies

1) Number of meetings facilitated between stakeholders, tribal officials, and state officials to communicate and/or collaborate on administrative and legislative issues	24
2) Establish regular communications and reports to the Governor, State Legislature and state Officials regarding Indian Affairs	10
3) Issue an annual report describing Commission activities to state policymakers	1
4) Identify partnerships with the private sector to pursue projects that reduce disparities within tribal communities	6
5) Coordinate meetings with the tribal liaisons and subcommittees per fiscal year	5
6) Projects and activities of each tribal liaison subcommittee advertised/publicized	7
7) Track legislative bills related to Education, Health, Transportation, Economic Security, Commerce and Tourism	30
8) Track legislative issues to be updated once a week during regular session (this data will be an analysis of legislation distributed for informational purposes)	14

GOAL 2: Establish and maintain relationships between the State of Arizona and the 22 Indian Tribes

1) Coordinate frequent and structured visits with each tribe on their respective tribal communities to obtain tribal input about state activities (based on invitations)	0
2) Distribute electronic annual agency consultation reports to tribal leaders (per Executive Order 2006-14)	1

GOAL 3: Act as an informational clearinghouse and reference desk

1) Update the website once a month to ensure relevant data is consistently available. Obtain, retain, and share information about: state and federal policies that impact tribes; grants (and other monies available for tribal use) and national Indian issues	61
2) Distribute a newsletter 4 times a year which highlight state-tribal initiatives	4
3) Produce and publish a Tribal Resource Directory	1
4) Process phone, walk in, email and standard mail inquiries	654

GOAL 4: Promote Economic and Community Development Programs

1) Recruit tribal members to serve on boards and commissions	38
2) Support supplier diversity by conducting workshops a year to educate Indian small business owners on state procurement contracts	3
3) Advertise employment opportunities within state and tribal government	5
4) Develop and establish internships to further the ACIA mission thereby fostering future Indian Liaisons and reducing administrative costs	0
5) Provide one workshop per a year for Indian constituents on the legislative process to create informed voters	0
6) Establish memberships with key organizations that specialize in community and economic development projects	2
7) Establish partnerships with the state universities to develop programs for small business advocacy	2

16th ANNUAL INDIAN NATIONS AND TRIBES LEGISLATIVE DAY

In cooperation with the Legislature, Tribal Leaders, and Inter Tribal Council of Arizona, the Commission hosted the 16th Annual Indian Nations and Tribes Legislative Day (INTLD) on Tuesday, January 18, 2011.

The primary objective is to discuss issues of mutual interest; and pay tribute to American Indian peoples and their contributions to the history, prosperity and cultural diversity of the United States.

In attendance were over 450 tribal leaders, state legislators, and other interested constituents. Beginning with a joint protocol session held in the House, we were honored to have a posting of the colors by the American Legion Hopi Post #80. This year's featured speakers included Chairman of the Hopi Tribe, Mr. LeRoy Shingoitewa, Chairman of the San Carlos Apache Tribe, Mr. Terry Rambler and Chairman of the Yavapai Apache Nation, Mr. David Kwail.

Following the joint session, a catered luncheon prepared and provided by Navajo Technical College. During the lunch hour, guests had the opportunity to learn more about services provided by various state agencies and private industry. An added feature during this year's event was a Veterans' Recognition Ceremony hosted by Senator Jack Jackson, Jr.

The day concluded with Budget Briefing in the Capitol Museum Old Senate room that was attended by 90 attendees including legislators. Workshop presentations were provided by:

1. Assistant Director Eric Jorgensen, Joint Legislative Budget Committee
2. Director Sherry Henry, Arizona Office of Tourism
3. Business Attraction Manager Bennett Curry, Arizona Commerce Authority
4. Director Will Humble, Department of Health Services
5. Director Tom Betlach, AZ Health Care Cost Containment System

AZ INDIAN TOWN HALL AND BUSINESS SUMMIT

The Commission of Indian Affairs in partnership with the Association for Economic Development hosted the 2011 Indian Town Hall and Business Summit *“Essential Tools for Economic Development”* held at the Wild Horse Pass Resort, March 22-23rd 2011.

The Commission regularly hosts an Arizona Indian Town Hall to enable the state and tribes to address issues on a regular and proactive basis with the intent to create a process that promotes public consideration of issues, builds consensus and supports the implementation of resulting recommendations.

In combination with the Business Summit, this event provided an interactive and idea sharing conference for both Native and non-Native economic development practitioners, government agency representatives, tribal leaders and project stakeholders interested in working together to develop statewide growth opportunities and initiatives that are sustainable and realistic.

With 170 attendees opening the event, guests were honored to hear Lt. Governor Joseph Manuel, Gila River Indian Community, provide welcome remarks, which were followed by the opening keynote message from Mr. Carl Artman, Director of the Economic Development in Indian Country Program at the Sandra Day O’Connor School of Law, Arizona State University, *“When Politics are a Barrier to Economic Development”*.

Other keynotes included Dr. Joseph Kalt, Ford Foundation Professor of International Political Economy and Co-Director of the Harvard Project on American Indian Economic Development at Harvard University, whose topic addressed *“Economic Development, Social Justice and Entrepreneurship”*; as well as Kip Ritchie, Senior Vice President, Potawatomi Business Development, Forest County Potawatomi Tribe and Randy Evans, Law office of Randal T. Evans who discussed *“Economic Diversification on and off Tribal Land”*; and finally, Ivan Makil, Founding Partner, Generation Seven Strategic Partners and former President, Salt River Pima-Maricopa Indian Community, whose topic was *“Diversifying Tribal Economics”*. These keynotes were followed by well-rounded panels which further explored economic development, finance, renewable energy, community development and law.

The partnership would like to thank everyone for their participation. We recognize and value the economic contributions of the tribal nations and community. By partnering together with you, we hope to continue to ensure that tribes, tribal practitioners and stakeholders will continue to learn, grow, network and strengthen the economic development efforts in Arizona.

LEGISLATIVE HIGHLIGHTS

During the 50th Regular Legislative Session, two bills related to the Commission were passed:

- HB2315 addressed the agencies sunset review and continued the Commission for another 5 years.
- HB2316 recommended administrative changes to the Commission’s structure and removed a monetary limitation for the Indian Town Hall fund. These changes were specific to A.R.S. 41-541 and A.R.S. 41-545

Governor's Executive Orders/Proclamations

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

**Executive Order 2006-14
Consultation and Cooperation with Arizona Tribes**

[M06-406]

WHEREAS, Arizona is home to 22 federally-recognized American Indian Tribes (“Tribes”) who have existed since time immemorial, long before the formation of the United States and the entry of the State of Arizona into the union; and

WHEREAS, the land of these 22 Tribes comprises approximately 28% of Arizona’s land base; and

WHEREAS, these tribal members are citizens of our great State, possess all the rights and privileges afforded by Arizona to its citizens, and, along with other American Indians, comprise approximately five percent of Arizona’s population; and

WHEREAS, the State of Arizona recognizes and supports the right of these 22 tribal governments to exercise sovereign authority, as defined by federal law, over their members and their territory; and

WHEREAS, it benefits the State of Arizona to partner with tribal governments on issues affecting all of Arizona as well as to ensure that state services and resources are available to all eligible state citizens residing in Arizona tribal communities to the same extent that such services are available to all other eligible state citizens; and

WHEREAS, a spirit of cooperation should guide the continuing government-to-government relationships between the State of Arizona and the Tribes that call Arizona home; and

WHEREAS, meaningful and timely consultation with Arizona’s Tribal leaders will facilitate better understanding and informed decision making.

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the laws of this State, hereby order and direct as follows:

1. All Executive Branch agencies shall develop and implement tribal consultation policies to guide their work and interaction with federally-recognized Tribes in Arizona. Consultation requires that to the extent practicable and permitted by law, state agencies and offices shall seek input from appropriate elected or appointed tribal officials before undertaking any action or policy that will, or is reasonably believed to, have the potential to affect a tribal community or its members. Further, state agencies and offices shall, to the fullest extent possible and to the best of their ability, integrate the input generated from tribal consultation into their decision-making processes to achieve mutually acceptable solutions.
2. All Executive Branch agencies shall designate a member of their staff to assume responsibility for the agency’s implementation of the tribal consultation policy and to act as the principle point of contact for tribal issues.
3. All Executive Branch agencies shall review their tribal consultation policies each year and submit an electronic report to the Governor and the Legislature to describe all action undertaken as a result of the implementation of these policies. Electronic copies of these annual reports shall be provided to the Arizona Commission of Indian Affairs, which will make them available to Arizona’s tribal leaders.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Arizona Administrative Register / Secretary of State
Governor's Executive Orders/Proclamations

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this 14th day of September in the Year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-First.

ATTEST:

Janice K. Brewer
SECRETARY OF STATE

State of Arizona Tribal Liaisons

AZ Commission of Indian Affairs	Kristine FireThunder, Executive Director kfirethunder@az.gov	P 602.542.4421	Fax 602.542.3712
ECONOMIC DEVELOPMENT AND INFRASTRUCTURE			
Dept of Education	Debora Norris, Indian Education Program Director debora.norris@azed.gov	P 602.542.2784	Fax 602.542.3100
Dept of Housing	Karia Lee Basta, Tribal Liaison Karia.Basta@azhousing.gov	P 602.771.1085	Fax 602.542.1002
Dept of Transportation	Don Sneed, Sr. Planner/Tribal Coordinator dsneed@azdot.gov	P 602.712.6736	Fax 602.712.3046
Dept of Transportation	Misty Dayzie, Tribal Planner MDayzie@azdot.gov	P 602.712.7029	Fax 602.712.3046
First Things First	Beverly Russell, Tribal Liaison brussell@aztff.gov	P 602.510.3240	Fax 602.274.6351
Library, Archives and Public Records	Mary Villegas, Tribal Library Consultant mvillegas@lib.az.us	P 602.926.3600	Fax 602.256.2834
Office of Tourism	Dawn Melvin, Native American Tourism Development Mgr. dmelvin@azot.gov	P 602.364.3707	Fax 602.364.3702
Registrar of Contractors	Wilma Dengavi, Assistant Director and Tribal Liaison wilmah@azroc.gov	P 602.771.6893	Fax 602.542.1526
Dept of Fire, Building, and Life Safety	Bob Barger, State Fire Marshal robert.barger@dfbls.az.gov	P 602.364.1085	Fax 602.364.1052
School Facilities Board	Ron Passarelli, Government and Tribal Liaison, Special Projects rpassarelli@azsfb.gov	P 602.542.6667	Fax 602.542.6529
HUMAN SERVICES			
AHCCCS	*Carol Chicharello, Tribal Relations Liaison, Office of the Director Carol.chicharello@azahcccs.gov	P 602.417.4610	Fax 602.252.6536
AZ Advisory Council on Indian Health Care	Fred Hubbard, Executive Director Fred.Hubbard@azahcccs.gov	P 602.374.2575	Fax 602.626.7217
Dept of Economic Security	Judith Fritsch, Program Administrator, Office of Community Services jfritsch@azdes.gov	P 602.542.0283	Fax 602.542.6655
Dept of Health Services - Behavioral Health	Lydia Hubbard-Pourier, TRBHA Contract Administrator hubbardl@azdhs.gov	P 602.542.1745	Fax 602.364.4762
Dept of Health Services	Michael Allison, Native American Liaison allison@azdhs.gov	P 602.364.1041	Fax 602.542.1062
Dept of Health Services	Teresa Ehnert, Emergency Preparedness Office Chief ehnerdt@azdhs.gov	P 602.364.3571	Fax 602.542.2722
Dept of Health Services	Verna Johnson, Program Mgr., Tobacco Education & Prevention johnsovs@azdhs.gov	P 602.364.0868	Fax 602.364.0844
Dept of Veterans' Services	Mike Klier, Assistant Deputy Director mklier@azdvs.gov	P 602.255.3373	Fax 602.255.1265
ENVIRONMENTAL RESOURCES			
Dept of Agriculture	Doug Marsh, State Agriculture Laboratory Director dmarsh@azsal.gov	P 602.744.4924	Fax 602.542.6109
Dept of Environmental Quality	Ian Bingham, Ombudsman and Tribal Liaison idb@azdeq.gov	P 602.771.4322	
Dept of Water Resources	Colleen Lane P 602.771.8426 cklane@azwater.gov	Tom Whitmer P 602.771.8416 tgwhitmer@azwater.gov	
Game and Fish Department	Bob Broscheid, Deputy Director bbroscheid@azgfd.gov	P 623.236.7276	Fax 623.236.7299
Land Department	Steve Ross, Cultural Resources Mgr/Archaeologist sross@land.az.gov	P 602.542.2767	Fax 602.542.3507
Office of the State Forester	Phillip Huebner, Tribal Outreach Coordinator philhuebner@azsf.gov	C 602.540.1095	Fax 602.771.1421
State Parks	Jim Garrison, State Historic Preservation Officer jgarrison@azstateparks.gov	P 602.542.7135	Fax 602.542.4180
PUBLIC SAFETY			
Dept of Corrections	Leticia Smith, Investigator III lsmith2@azcorrections.gov	P 602.542.1212	Fax 602.542.3222
Dept of Emergency and Military Affairs	Josh Allan, Tribal Liaison Joshua.Allan@azdema.gov	P 602.464.6516	Fax 602.464.6501
Dept of Homeland Security	*Fernando Reyes, Border and Tribal Liaison freyes@azdohs.gov	P 602.542.7008	Fax 602.364.1521
Dept of Juvenile Corrections	Marie Bahe, AA/ADA/EEO Coordinator mbahe@azdjcc.gov	P 602.542.4354	Fax 602.542.5607
Dept of Liquor Licenses and Control	Joe Vernier, Deputy Director joe.vernier@azliquor.gov	P 602.542.9076	
Dept of Public Safety	Larry Scarber, Commander of Southern Patrol lscarber@azdps.gov	P 520.746.4506	Fax 520.746.4511