



TENTATIVE AGENDA

**INTERTRIBAL MONITORING ASSOCIATION
19th ANNUAL CONFERENCE**

“Indian Trust at a Time of Change”

November 11-13, 2009

**Luxor Hotel & Casino
3900 Las Vegas Blvd South
Las Vegas, NV 89119**

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**WEDNESDAY – November 11, 2009**

*Room : Atrium Level-Chapel.....8:30 a.m.....CONTINENTAL BREAKFAST*

**9:00 a.m. CALL TO ORDER & WELCOMING.....ITMA Chairman Mervin Packineau  
Tribal Council, Three Affiliated Tribes**

**INVOCATION.....ITMA Board Member Scott Russell  
Tribal Council, Crow Tribe**

**ROLL CALL / INTRODUCTIONS.....ITMA Secretary Melinda Danforth  
Tribal Council, Oneida Nation**

**9:15 a.m. ITMA CHAIRMAN’S REPORT**

*An overview of the Intertribal Monitoring Association and an explanation of the process for ensuring tribal participation in Association trust-related goals as established by the membership. ITMA’s relationship to Indian organizations, the Federal government and the Congress.*

.....ITMA Chairman Mervin Packineau

**9:30 a.m. REVIEW OF FY’08 ANNUAL CONFERENCE AGENDA  
& OVERVIEW OF ITMA ACTIVITIES**

*A review of the 2009 Annual Conference Agenda. Provide an overview of projects ITMA has been involved in throughout FY09. Discuss issues to be presented for discussion at this session requesting tribal input in developing initiatives for FY2010.*

..... **Mary Zuni-Chalan**  
“Q & A” Session ITMA Executive Director

**9:45 a.m. ITMA REPORT ON MONITORING OST TRUST REFORM**

*A report on the monitoring activities of ongoing trust reform and resource related initiatives of the Federal government - OST and BIA. In addition to monthly meetings with OST, staff conducted in-depth review and problem solving regarding issues that impact all tribes. FY2010 Indian trust budgets.*

.....**Brian Gunn, Esq.**  
"Q & A" Session ITMA Trust Monitor Consultant

**10:00 a.m. TRIBAL PERSPECTIVE - ADMINISTRATIVE & CONGRESSIONAL ACTIVITIES**

*A tribal perspective of the Department of Interior's and Congress' activities as it relates to Trust activities and on President Obama's first meeting with Tribal Leaders; Discussion of the anticipated objectives and priorities of President Obama's Indian country agenda and what to expect on Trust related matters.*

.....**Shenan Atcitty, Esq.**  
ITMA Legal Consultant

**10:20 a.m. Break**

**10:30 a.m. DOI/ BUREAU OF INDIAN AFFAIRS – ACTIVITIES UPDATE**

*Update on the Departments trust activities under Secretary Salazar and Assistant Secretary Echohawk; reorganization of AS-IA, BIA Senior Management positions and functions. Water settlements, renewable energy initiatives*

.....**Assistant Secretary-Indian Affairs Larry Echohawk (Invited)**  
"Q & A" Session DOI/Bureau of Indian Affairs

**11:00 a.m. CONSOLIDATION OF FRACTIONATED LAND OWNERSHIP**

*BIA presentation on land consolidation efforts, related budget concerns. A report on the priorities of the Indian Land Consolidation Office.*

.....**BIA Director Jerry Gidner**  
"Q & A" Session Bureau of Indian Affairs Central Office

.....**Acting Director Brenda Walhovd**  
"Q & A" Session Indian Land Consolidation Office

**12:00 p.m. Lunch (on your own)**

**1:30 p.m. OFFICE OF TRUST RESPONSIBILITY**

*Status report on the Departmental Regulatory Initiative regarding probate and related policies. Status of Tribal Probate Codes. Implementation of the Fee to Trust Handbook designed to reduce number of steps to what regulations and policies require. Update on accomplishments to ensure consistency in dealing with all trust related policies and procedures on a national basis.*

.....**Director of Trust Services Vicki Forrest**  
"Q & A" Session Bureau of Indian Affairs Central Office

**2:30 p.m. TRIBAL PROBATE CODES**

*Developing an approvable Probate Code – review of CFR guidance for Tribal Probate Code including highlighting of areas of limited Tribal discretion.*

.....**Majel Russell, Esq.**  
.....**BIA Deputy Director of Trust, Vicki Forrest**  
"Q & A" Session

**3:30 p.m. Break**

**3:45 p.m. PANEL: INTERTRIBAL RESOURCE ORGANIZATION REPORTS**

*A report of current issues and priorities from intertribal organization representatives.*

- .....Fred Matt, Director, Intertribal Fish & Wildlife
  - .....Intertribal Water Organization
  - .....Cleora Scott, Director, Affiliated Tribes of Northwest Indians
  - .....Representative, United South Eastern Tribes
  - .....Intertribal Bison Cooperative, Jim Stone, Director
- “Q & A” Session*

**4:30 p.m. RECESS GENERAL ASSEMBLY**

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**4:30 P.M. - 5:30 P.M. Room : Atrium Level-Chapel**  
**CONVENE ITMA TRIBAL MEMBERSHIP BUSINESS MEETING**

**AGENDA**

- CALL TO ORDER.....Chairman Mervin Packineau
- TRIBAL MEMBER ROLL CALL.....Secretary Melinda Danforth
- NOMINATIONS FOR FY2010 ITMA BOARD OF DIRECTORS
  - Six Board Seats Expiring
  - Associations Representative *tbd by Associations*
- ELECTIONS FOR BOARD OF DIRECTORS EXPIRED POSITIONS
  - .....Secretary Melinda Danforth

**CRITERIA FOR ELECTIONS**

- Only ITMA Tribal members in good standing are allowed to participate in the voting process
- Only official Tribal Leaders or Delegates on file with ITMA are eligible to nominate and vote
  - The Board seat belongs to the Tribe, who designates its representative
  - Six seats expire at the November 2009 Conference (other current seated Tribes serve thru the 2010 Annual Conference)
  - Official Tribal Delegate on record with ITMA must be present to accept nomination for Board seat
  - Newly elected Board Members serve a two-year term – (beginning November 2009 ending at 2011 Annual Conference)

**Six Board Member terms ENDING AT NOVEMBER 2009 Annual Conference. Elections to be conducted for the following seats:**

- |                            |                    |
|----------------------------|--------------------|
| 1. Osage Tribe             | 5. Nez Perce Tribe |
| 2. Three Affiliated Tribes | 6. Blackfoot Tribe |
| 3. Colville Tribes         | 7. Crow Tribe      |
| 4. Chippewa Cree Tribe     |                    |

**Current ITMA Board of Directors Members to SERVE THROUGH 2010 Annual Conference:**

- |                               |                                            |
|-------------------------------|--------------------------------------------|
| 1. Oneida Nation of Wisconsin | 4. Warm Springs Tribes                     |
| 2. Salish & Kootenai Tribes   | 5. Tlingit & Haida Tribes                  |
| 3. Sac and Fox Nation         | 6. Association Representative - <i>tbd</i> |

**ADJOURN ITMA TRIBAL MEMBER BUSINESS MEETING**

**5:30 p.m. - CONVENE ITMA FY 2010 Board of Directors Meeting**

- **Election of FY 2010 Board Officers**
  - *Chairman*
  - *Vice Chairman*
  - *Secretary*
  - *Treasurer*

**THURSDAY– November 12, 2009**

**Room : Atrium Level-Chapel.....8:30 a.m.....CONTINENTAL BREAKFAST**

**9:00 a.m. RECONVENE MEETING.....ITMA Chairman Packineau**

**INVOCATION.....Tribal Leader**

**9:05 a.m. OVERVIEW OF THE PROBATE PROCESS FOR INDIAN TRUST LANDS**

*A description of AIPRA, including overview of alternatives and tools available for tribes to consider in dealing with fractionated lands issues. An Indian Probate Judges overview of the trust land probate process, challenges in the process and options to promote land consolidation.*

.....**Judge Albert Jones**

*"Q & A" Session* Indian Probate Judge, Rocky Mountain Region

**10:00 a.m. ROCKY MOUNTAIN ESTATE PLANNING PILOT PROJECT**

*A report on the ITMA/BIA estate planning project utilizing land consolidation tools available in AIPRA.*

.....**ITMA Legal Consultant Majel Russell, Esq.**

.....**Brook Baracker, Esq.**

*"Q & A" Session* Elk River Law Office

**11:45 a.m. ANNUAL LUNCHEON .....Room: Nile "C"  
& SILENT ART AUCTION**

**1:00 p.m. OFFICE OF THE SPECIAL TRUSTEE**

*Report on OST initiatives and implementation of the Fiduciary Trust Model (FTM); update on risk management, land title status reports, whereabouts unknown, transfer of minerals collections from MMS, probate reform, appraisals and Tribal Shares consultations.*

.....**Acting Special Trustee for American Indians Donna Erwin**  
**Office of the Special Trustee**

**1:30 p.m. PANEL: THE FUTURE OF THE OFFICE OF THE SPECIAL TRUSTEE**

*Representatives from OST, the BIA, and intertribal organizations will discuss their visions of the role of OST in the new Administration and beyond. Tribal leader and tribal participants open dialogue encouraged.*

.....**Panel Moderator, ITMA Chairman Mervin Packineau**  
.....**Donna Erwin, Acting Special Trustee, OST**  
.....**Jerry Gidner, Director, Bureau of Indian Affairs**  
.....**Chief Jim Gray, OST Advisory Committee Member**  
.....**Harvey Joseph, Vice Chair, Affiliated Tribes of Northwest Indians**  
.....**Gordon Belcourt, Executive Director, MT-WY Tribal Leaders Council**  
.....**Great Plains Tribal Chairmen's Association (Invited)**

**3:00 p.m. Break**

**3:15 p.m. PANEL: POTENTIAL IMPACT OF ENERGY AND CLIMATE CHANGE INITIATIVES ON INDIAN TRUST RESOURCE MANAGEMENT**

*A discussion of how energy and climate change initiatives in the Department and the U.S. Congress may impact the Department's management of Indian trust assets, including potential changes to existing practices and regulations.*

.....**Panel Moderator, Brian Gunn, Drinker Biddle & Reath LLP**  
.....**Del Laverdure, Deputy Assistant Secretary, Indian Affairs (Invited)**  
.....**David Mullon, Minority Staff Director, Senate Committee on Indian Affairs (Invited)**  
.....**David Harrison, Chair, National Congress of American Indians Energy Sub-Committee of Regulatory Management**  
.....**David Lester, Director, Council of Energy Resource Tribes**

**5:00 p.m. ADJOURN ITMA TRIBAL MEMBER BUSINESS MEETING Until Tomorrow**

**FRIDAY – November 13, 2009**

**Room : Atrium Level-Chapel.....8:30 a.m.....CONTINENTAL BREAKFAST**

**9:00 a.m. RECONVENE GENERAL ASSEMBLY**

**Invocation.....Tribal Representative**

**Announcements.....Executive Director**

**9:05 a.m. OVERVIEW - FIVE YEARS OF ITMA LISTENING CONFERENCES**

*Over a period of five years, ITMA hosted 18 Listening Conferences in Indian Country. The sessions, held on Indian reservations, enabled OST and BIA officials to learn firsthand from tribal representatives and Indian individuals about trust-related problems at their local levels.*

ITMA has issued an Interim Report highlighting the issues and concerns of the sessions.

.....ITMA Executive Director Mary Zuni  
"Q & A" Session

**9:30 a.m. TRUST BENEFICIARIES PERSPECTIVE ON TRUST REFORM**

*Indian individuals perspective on land use, conveyances, appraisals, trust fund administration, fractionation and estate planning.*

.....Sheryl Lohman  
"Q & A" Session Indian Land Owner

**10:00 a.m. TRIBAL TRUST LITIGATION UPDATE**

*Brief overview of the current tribal trust funds and resources related litigation, including proposed class actions; apparent litigation strategies of the government; recent settlements, judgments, and decisions; current joint settlement efforts; tribal organization recommendations. Discussions from the floor by tribal attorneys encouraged.*

.....David Harrison, Esq.  
"Q & A" Session ITMA Legal Consultant

*10:45 a.m. Break*

**11:00 a.m. REPORT ON 2010 CENSUS**

*Overview of the priorities and status of the 2010 Census as it pertains to American Indian and Alaska Native populations.*

.....Director, Amadeo Shije  
"Q & A" Session U.S. Census Department

**11:30 a.m. OVERVIEW OF CONFERENCE PRIORITIES & DIRECTIVES**

.....ITMA Chairman

**CLOSING INVOCATION.....Tribal Representative**

**12:00 p.m. ADJOURN 19<sup>TH</sup> ANNUAL CONFERENCE.....ITMA Chairman**

