

TO APPROVE THE APPLICATION FOR FUNDING FROM THE BUREAU OF INDIAN AFFAIRS FOR ATTORNEY FEES AND LITIGATION SUPPORT FOR FISCAL YEAR 2022

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE the application for funding from the Bureau of Indian Affairs for attorney fees and litigation support for fiscal year 2022.

WHEREAS the Choctaw Nation of Oklahoma (the "Nation") is applying to the Bureau of Indian Affairs (the "BIA") for funding for attorney fees and litigation support services for fiscal year 2022;

WHEREAS the BIA has notified the Nation that under 25 C.F.R., Part 89, the Assistant Secretary of Indian Affairs may authorize the use of appropriate funds to pay the reasonable attorney fees for private legal representation under certain circumstances;

WHEREAS BIA is now accepting applications for funding to pay for these attorney fee and litigation support fiscal year 2022;

WHEREAS the Nation will use any awarded funds to pay for legal fees of private counsel hired by the Nation to assist in any legal matters related to the protection of tribal resources and treaty rights; and

WHEREAS the Tribal Council finds it is in the best interest of the Nation to apply to the BIA for funding for attorney fees and litigation support services for fiscal year 2022.

THEREFORE BE IT ENACTED by the Tribal Council of the Choctaw Nation of Oklahoma that this Bill be cited as approval to apply to the Bureau of Indian Affairs for funding for attorney fees and litigation support services for fiscal year 2022.

BE IT FURTHER ENACTED by the Council that this Bill be cited as an acknowledgement that the Chief of the Nation, or his designee, is authorized to prepare, execute, deliver and file any and all agreements, certificates, instruments and documents, in such form and with such terms and provisions as the Chief of the Nation, or his designee, may approve, and to take such other action as he, she or they may deem proper or appropriate, to carry out the intent and purposes of the foregoing enactments.

CERTIFICATION


*I, the undersigned, as speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that eleven (11) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on February 12, 2022. I further certify that the foregoing Council Bill CB- 99 -22 was adopted at such meeting by the affirmative vote of eleven ( 11) members, zero ( 0 ) negative votes, and zero ( 0 ) abstaining.*


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Ronald Perry, Secretary  
Choctaw Nation Tribal Council

Date 2.18.22

  
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Thomas Williston, Speaker  
Choctaw Nation Tribal Council

  
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Gary Batton, Chief  
Choctaw Nation of Oklahoma

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**Purpose/Need of Council Bill:** This bill approves an application to the BIA for funding for attorney fees and litigation support for fiscal year 2022. Any funds awarded will be used for attorney fees and litigation support by private counsel used to protect tribal resources and treaty rights.

**Title of Council Bill:** TO APPROVE THE APPLICATION FOR FUNDING FROM THE BUREAU OF INDIAN AFFAIRS FOR ATTORNEY FEES AND LITIGATION SUPPORT FOR FISCAL YEAR 2022

**Agency:** Bureau of Indian Affairs

**CNO Department:** Legal & Compliance

**Budget:** TBD

**CNO Match:** NA

**Maximum Federal Award for Total Project:** TBD

**Request by Project Director/SEO:** Brian Danker, SEO, Legal & Compliance