

NAHASDA Negotiated
Rulemaking Session
August 18, 2010
St. Paul, Minnesota

1 (Whereupon, the Negotiated Rulemaking
2 Session commenced at 8:32 a.m.)
3

4 MR. COYLE: Ray DePerre would be so
5 kind as to say the prayers this morning.

6 MR. DePERRE: Heavenly Father,
7 (inaudible) as one working for a cause, a belief, a
8 conviction, a love for the people that we represent.
9 Continue, Lord, to guide us along that path as we
10 finish the project that you have given us to
11 undertake. We have been blessed by your guidance by
12 (inaudible) the people you have chosen to sit at this
13 table and be in this room with us. We have offered
14 you our love and thoughts, our enduring principles,
15 our heartfelt beliefs, and in all of this, you have
16 continued to guide us along the path for which you
17 have so chosen for us. Help us, then, as we continue
18 on the second day of our discussions to be the people
19 that you believe us to be: truthful, honest, loving,
20 sincere, concerned, dedicated not to ourselves, not to
21 our little specks of life that we represent, but to
22 the greater magnitude of the people we serve back
23 home. Father, bless the people back home who have
24 sent us here. They anxiously await our return. Help
25 us, Father, and guide us on our journey back. Father,

1 we would be remiss if we did not ask for your love and
2 your protection to our brothers and sisters who are in
3 the armed forces, wherever they may be. Bless them,
4 guide them so they, too, may come home and we may join
5 the festivities of their return as, Father, you have
6 guided us these many months. We ask this in your
7 heavenly son's name. Amen.

8 MR. COYLE: Okay. First off, the
9 ground rules. We were in the IHP/ARP right away, and
10 this would be considered negotiations, I would say,
11 right from the start, wouldn't you, Jason?

12 MR. ADAMS: Yeah. I think we should
13 present the item and then start the negotiations. I
14 think we have 10 items on our list from yesterday, and
15 we'll move briskly through them. And it was pointed
16 out this morning that the IHP/APR time left on the
17 clock from our last meeting was 13 minutes, so we'll
18 start with that.

19 MR. COYLE: One thing I wanted to bring
20 up, do you think that it would be advisable to time
21 each time as a separate item?

22 MR. ADAMS: Yes.

23 MR. COYLE: Is that in consensus with
24 everybody here? We don't want to go two hours over
25 each one of those items, I'm sure, but how do you feel

1 about that? Any time limit on each item that way?
2 The protocol says two hours per item, but we might be
3 here on a couple of these items for two -- the full
4 two hours, so if need be, okay. Let's have a
5 consensus on that, then, that we will serve each item
6 separately and go from there. And be legal and follow
7 the protocol, and Carol, I'm sure, will keep it in
8 line. All right, Jas.

9 MR. ADAMS: Good morning, everyone.
10 The IHP/APR work group got established yesterday, and
11 I just want to take a few minutes as far as
12 presentation and introduction to explain how we got
13 started yesterday. We did begin by reestablishing the
14 committee, or the work group, excuse me, and so I was
15 given the opportunity to lead the group once again.
16 And so we then went right in to finishing a discussion
17 from the previous work group, an idea that was
18 presented by one of the committee members, and it was
19 Marvin's idea we should just focus in on the
20 regulations and not be so particular to the format or
21 the form and just look at what regulations should
22 govern any kind of form or the IHP/APR process. And
23 so, with that in mind, we started then discussing
24 items, and Marvin had a few items to present to us as
25 far as overall regulations, and then Jennifer had some

1 ideas and some regulations to propose. And so, based
2 on all of that discussion, we had, I think, six or
3 seven items come up. And then, in the course of our
4 business in the morning, we added a few more items.
5 And so what I have for you today is a list of -- I
6 believe there's 10 items and it was handed out to you
7 yesterday. And, once again, I have to apologize. We
8 didn't play by the rules. There's this form that
9 we're supposed to be using and we failed to use that
10 form. We just outlined all of our stuff in a
11 couple-page document. The first item I would like to
12 present to you -- or the first issue that we have to
13 discuss here today and I present to the committee is
14 we have three items. In order of presentation, they
15 would items 1, 2, and 4. They are all subpart (d) of
16 the regulation items. Now, our charter that
17 established this committee specifically states that
18 subpart (d) was not going to be addressed, and I
19 didn't pull that up and I think it's right there in
20 the -- I don't know if somebody has that available
21 quickly. I believe it states right there, in purpose
22 of the organ -- yeah, purpose of the charter, it
23 states "this charter establishes a committee pursuant
24 to public laws 101" and all the numbers, "to negotiate
25 changes to the regulations governing implementation of

1 Native American Housing and Self-Determination Act as
2 amended, except that subpart (d) of 24CFR1000 shall be
3 excluded from this negotiated rulemaking committee.
4 As such, regulations are scheduled for negotiations
5 under a different committee in 2012." So we have
6 three items that are related to the Indian housing
7 plan in the APR that are in the subpart (d). They are
8 specifically regulations 1000.328, 1000.302, and
9 1000.332. And those three items, we have language
10 proposed, but the first item would be to ask the
11 committee how can we get to those if our charter says
12 we can't go there. I would propose that we just, for
13 your consideration, suspend the charter in that area
14 for these three items.

15 MR. COYLE: Did we have any other
16 comments on that? Is anybody adverse to not including
17 those and amending the constitution? It would be the
18 charter?

19 MR. ADAMS: And these three items
20 aren't specific to the formula. They are specific in
21 those areas to the Indian Housing Plan and the APR.
22 And as the discussion -- if we get to have the
23 discussion, you'll see that its just germane to the
24 Indian Housing Plan and the Annual Performance Report.
25 It has no effect on the formula.

1 MR. COYLE: Is there a consensus on
2 this, that Jason made a presentation? To waive the
3 charter, we have a consensus. Any negatives? Okay.
4 Record as consensus on the extension for the three
5 items.

6 MR. ADAMS: Thank you. Then, with
7 that, we would move then to -- I believe it's the
8 second page of the document we handed out yesterday.
9 On the list of items, it's titled "Item 29, work group
10 areas to this modification." The regulation there is
11 that 1000.328, and I will present this, and if there's
12 any questions, I will have Jennifer assist with this.
13 The regulation states, "What is the minimum amount
14 that an Indian tribe may receive under the need
15 component of the formula?" And we have made a change.
16 Under (b)(2), we have stricken "demonstrate" and we
17 have added the words "certify in the housing plan the
18 presence of any households at or below 80 percent of
19 median income." This is one of those items that, if
20 it's just demonstrate, then HUD would have to put out
21 another document. And so for convenience sake, since
22 we have to submit an Indian Housing Plan, we're just
23 saying this could be added here. And so, anything to
24 add, Jennifer?

25 MS. BULLOUGH: Just that we changed

1 "demonstrate" to "certify" based upon the discussion
2 we had, I think it was, two sessions ago in Alaska,
3 really wanted to see this changed and we've done so.

4 MR. ADAMS: So, Mr. Chairman, that's
5 what I present for consensus on that item.

6 MR. COYLE: Okay. Jason, could you
7 restate that for everybody concerned?

8 MR. ADAMS: The call for consensus
9 would be a change, then, to 1000.328 in the regulation
10 that states "what is the minimum amount that an Indian
11 tribe may receive under the need component of the
12 formula?" Under (b)(2), it changes the word
13 "demonstrate" to "certify in the Indian Housing Plan
14 the presence of any households at or below 80 percent
15 of the median income."

16 MR. COYLE: Is there any comment on
17 this? Do we have a consensus on this item? Any
18 negative? We have a consensus on that item. What was
19 that item number again?

20 MR. ADAMS: It's regulation at
21 1000.328, is how I think we should refer to that.

22 MR. COYLE: Thank you.

23 MR. ADAMS: The item numbers on this
24 list, we probably don't want to refer to those because
25 that's previous discussion items there. We'll just

1 stick to the regulation number on them. The next
2 item, then, we have is right below that at 1000.302.
3 It states "What are the definitions applicable for the
4 IHBG formula?" And we have a change there. I believe
5 it's two additional sections or some language change
6 there. It's on the next page. It's (B). There's
7 some definitions there at the beginning, and then we
8 have (A) and then (B). (B) states "Is providing
9 substantial housing services and will continue to
10 expend or obligate funds for substantial housing
11 services, as reflected in its Indian Housing Plan and
12 Annual Performance Report for this purpose." It
13 previously stated "the form agreed to by HUD," and,
14 again, this would be the situation where HUD would be
15 sending you a separate form, whereas this could all be
16 taken care of by the Indian Housing Plan and Annual
17 Performance Report. Any comments? I would offer
18 that, then, for consensus, that item.

19 MR. HAUGEN: I think there's another
20 one. We may want to handle this one all as one.

21 MR. ADAMS: I apologize. You go ahead
22 a couple of pages, that whole section is all .302. A
23 couple pages ahead, it's the No. 3 there and you see
24 the changes made there. It says "HUD shall require
25 that the Indian tribe annually provide written

1 verification in its Indian Housing Plan and Annual
2 Performance Report that the affordable housing
3 activities it is providing meet the definition of
4 substantial housing services." Again, we're making
5 the change there similar to the other change. "On a
6 form provided by HUD" is what it previously stated.
7 So, again, this is a convenience thing that you would
8 just answer these and require this documentation in
9 your Indian Housing Plan instead of separate
10 correspondence with HUD. Mr. Chairman, I would offer
11 that for consensus.

12 MR. COYLE: There any comments on that?
13 I understand that HUD has worked with us pretty hard
14 on this one because of the length of it, but there's
15 nothing technically that's going to hinder anything in
16 there. Any comments from anybody? Okay. Let's ask
17 for a consensus on Item 52, 1000.302. Unanimous. Any
18 negatives? Okay. Moving right along. My gosh, we'll
19 be out of here by noon at this rate. Thank you,
20 Jason.

21 MR. ADAMS: I hope your enthusiasm is
22 shared by the rest of the group. Then right below
23 that, that last change there on .302, on that same
24 page, is the next item we want to present. It is Item
25 1000.544. That would be the next item we would ask

1 for consideration on. And there is, of course -- you
2 know, there's a twist to this item, also. There was
3 previously approved work done on regulation 1000.544.
4 I don't recall if it was low hanging fruit or if it
5 was product from work group F, but there was previous
6 amendments made to .544. So, per the protocol, we
7 have to have consensus to reopen .544 to make these
8 additional changes.

9 MR. COYLE: Are you asking for a
10 consensus on that, then, Jas? Are there any comments
11 on that before we go into it? Some of those changes
12 are only in B, initiated to, weren't they?

13 MR. ADAMS: You know, I don't recall
14 what the changes were previously. I was just made
15 aware that this was previously amended.

16 MR. COYLE: Can we have a consensus on
17 item 65 to 67, 1000.544, what audits are required? Do
18 you have a consensus?

19 MR. ADAMS: This is consensus to reopen
20 the item.

21 MR. COYLE: Any negatives? Okay. We
22 have a consensus on reopening.

23 MR. ADAMS: Okay. Then the change in
24 .544, you see -- I believe it's the addition of the
25 last sentence, because the language there that is

1 stricken, which is currently set at 300,000, that was
2 the change previously by work group F, I believe. And
3 so the addition, our addition, is the last sentence of
4 that section, which states "If applicable, a
5 certification that the recipient has not expended
6 federal funds in excess of the audit threshold that is
7 set by OMB shall be included in the recipient's Annual
8 Performance Report." And, again, this is one of those
9 areas where you have to, if you're below that
10 threshold, certify that you're below the threshold.
11 And previously, if we didn't have it in the Annual
12 Performance Report, you would have had to communicate
13 with HUD in a separate document or a form. So this is
14 one of those items that, for convenience sake, makes
15 it part of the APR. That's what we offer for
16 consensus.

17 MR. COYLE: Any comments? Do we have
18 complete consensus, then? Is that what you're asking,
19 Jason?

20 MR. ADAMS: Yes.

21 MR. COYLE: Do we have a consensus?
22 Any negatives? Okay. Thank you, Jas.

23 MR. ADAMS: Thank you. I apologize
24 once again for the order. I'm now jumping ahead to
25 the last page of the document. There's just a couple

1 short paragraphs at the top of the page. We present,
2 then, our item No. 4, which is 1000.332, and it states
3 what will data used by HUD -- what data will be --
4 excuse me. "What data used by HUD to determine Indian
5 tribe's or TDHE's formula allocation be provided to
6 the Indian tribe or TDHE before the allocation?" And
7 the change that we've made here is a change on the
8 date. The answer says, "Yes, HUD will provide notice
9 to the Indian tribe or TDHE of the data to be used for
10 the formula and projected allocation amount by
11 June 1st." We changed that from August to June 1st.
12 And that is the modification there to that regulation.

13 MR. COYLE: Did we create -- is that
14 new in 2020? Is that a new add-on?

15 MR. ADAMS: 2020 is later on the list
16 because there were some things there, but this item is
17 just contained in .332 as a separate item.

18 MR. COYLE: Any comments from anybody?

19 MR. ADAMS: If I could -- sorry, Larry.
20 If I could, I just want to let folks know we did have
21 a pretty lengthy discussion on this item because some
22 folks were concerned about the estimate that's
23 provided by HUD and how that is used in our initial
24 Indian Housing Plan submittal, and so we've addressed
25 that issue separately under another regulation, a new

1 regulation. So this is just a date, moving the date
2 back a little bit because now some tribes will be
3 required, if you're the first quarter of the year,
4 your plan will be due by mid-July, I believe is the
5 date, and so HUD wanted to give you enough time to get
6 the estimate. If you choose to use that estimate in
7 your Indian Housing Plan, you'll have it within plenty
8 of time. Some of us believe plenty of time; some,
9 that might still be a little tight, but it's an
10 attempt to get the information to you to use for
11 submittal of your Indian Housing Plan. Mr. Chairman,
12 I would offer that for consensus.

13 MR. COYLE: Do we have consensus on
14 this item? Any negatives? Thank you. We have a
15 consensus on .332, .220. Marv, you're awful quiet
16 back there in the corner. Are you planning your
17 strategy? Thank you. Jason, you can continue.

18 MR. ADAMS: What's the old comment?
19 Let sleeping dogs lie?

20 MR. HAUGEN: It was just a
21 clarification. You mentioned .220. We didn't address
22 that.

23 MR. ADAMS: Oh, no. It was just .332.

24 MR. COYLE: Excuse me. I thought those
25 were both together. It's just .332, then.

1 MR. ADAMS: We will come back to .220.

2 MR. COYLE: Too early in the morning
3 for me.

4 MR. ADAMS: We kind of jumbled these up
5 just so we make sure everybody follows along. And in
6 light of that comment, then we move to the front page,
7 the very first item on the page, this would then be
8 our item No. 5, and it is to add the definition of the
9 outcomes to 1000.10. 1000.10 in the regulations is
10 all definitions and we thought it was appropriate to
11 add a definition for outcomes, and so that's what you
12 would see here. And as it appears here is how it
13 would appear in 1000.10. It states, "Outcomes are the
14 intended results or consequences important to program
15 beneficiaries, the IHBG recipient, and the tribe
16 generally from carrying out the housing or
17 housing-related activity as determined by the tribe
18 (and/or it's TDHE)." Outcomes appears in the statute
19 and so we just wanted to define it because it is a new
20 term that was an additional amended language to the
21 statute in 2008.

22 MR. COYLE: Marvin.

23 MR. JONES: Marvin Jones. I think
24 there shouldn't be an apostrophe after that its, I
25 think grammatically. Right there, "its TDHE," the

1 apostrophe should be removed.

2 MR. ADAMS: Okay. Is that amendment
3 going to be -- it's made.

4 MR. COYLE: Okay. Are you asking for
5 consensus?

6 MR. ADAMS: I would ask for consensus
7 on this addition to 1000.10, definition of outcomes.

8 MR. COYLE: 1000.10, do we have a
9 consensus on this item, putting an end to the
10 definitions? No negative. We have a consensus on
11 item 1000.10. Work group agrees to this modification
12 and also the apostrophe out of the "its."

13 MR. ADAMS: Okay. That is -- the next
14 item, then, is right below that item. It's 1000.221.
15 And I would just remind the committee that we've had
16 five items that we've had consensus on in a row. Keep
17 that in mind. I'm being heckled over here. Okay. We
18 have 1000.221; it's the new regulation. It states
19 "Can an individual recipient utilize a unique IHP
20 format?" The answer is "yes, subject to successful
21 negotiation with HUD. Such a format must include the
22 requirements contained in 25 USC 4112 (but may contain
23 additional information voluntarily agreed to by the
24 recipient). This provision is intended to implement
25 25 USC 4101 pertaining to receiving assistance in a

1 manner that recognizes the right of Indian
2 Self-Determination and tribal self-governance." This
3 was proposed in the work group as a new regulation,
4 and I'll give maybe Marv some time to speak to it. We
5 did not have consensus on this item coming out of our
6 work group.

7 MR. JONES: Marvin Jones. If we could,
8 I would like to consider the .221 and .513 together
9 because they are joined together and we can take care
10 of it at once. Is that okay with everybody?

11 MR. COYLE: Do we have a consensus on
12 joining both of those together because of the form
13 itself?

14 MR. ADAMS: Just to let folks know, the
15 difference there is one deals with the Indian Housing
16 Plan, one deals with the APR; same item, same idea
17 behind the two items, and they are both new
18 regulations.

19 MR. COYLE: Everybody in agreement on
20 that, to continue like that, then? We have a
21 consensus on .221 and .513 being joined at the hip.

22 MR. ADAMS: So with that, I think I
23 would like to have Marv talk about the idea behind
24 this.

25 MR. JONES: Marvin Jones. This is our

1 tribal gracious attempt to give Department of Housing
2 and Urban Development a whole lot more authority and
3 responsibility. I'm being a little bit facetious. It
4 does provide, in the event that the secretary of HUD
5 chooses to utilize the provisions, he or she will have
6 that authority. It is contingent and was written that
7 it's subject to successful negotiation with HUD, which
8 means HUD doesn't even have to enter into negotiations
9 if they choose not to. But it was a provision to try
10 to prepare for, hopefully, the future when NAHASDA is
11 fully implemented as a self-determination act as in
12 the title of the NAHASDA, and so that was the attempt.

13 MADAM SECRETARY: Can I ask a question?

14 MR. COYLE: Yes, Sandra.

15 MADAM SECRETARY: I guess this is a
16 little bit of the cart before the horse because we're
17 simply trying to get a newer, streamlined, we believe,
18 IHP/APR, and already you're proposing what further --
19 you know, to go beyond where we haven't even gotten to
20 yet. I understand the intent and thank you for that.
21 I just -- I don't want -- it feels almost disingenuous
22 for HUD to be subject to successful negotiations to do
23 this unique reporting down the line when we simply
24 could say we're not going to negotiate, we don't --
25 you know, I don't know quite how to say it. It just

1 feels like we could always say we don't want to
2 negotiate this issue, and I don't think that that's
3 necessarily an appropriate posture for us now or going
4 forward. So I don't know if we want or need the
5 flexibility of this -- in this language right now if
6 there's another way of coming at it. I'm just
7 uncomfortable.

8 MR. JONES: Marvin Jones. Is there
9 wording that could be offered to -- different than the
10 first sentence? And if not, then I propose that we
11 move on. But I would like it in the preamble that
12 it's a non-consensus item if we can't have these
13 provisions in there in some manner.

14 MADAM SECRETARY: So, if I take this
15 language in .221 and .513 to a logical conclusion, it
16 could mean that, subject to successful negotiation
17 with HUD, we have a different IHP or APR for every
18 single tribe that is required to file; correct?

19 MR. JONES: Marvin Jones. Yes, that
20 would be correct. That would be a practice under
21 self-government, self-determination with the Bureau of
22 Indian Affairs, Department of Health and Human
23 Services, or Indian Health Services under a compact
24 type structure; a government to government type of
25 relationship. Perhaps much more streamlined than the

1 forms that we've been looking at, as a matter of fact.
2 I think we're negotiating --

3 MADAM SECRETARY: I'm sorry. I was
4 just trying to get a little bit of background because
5 you used the term compacting with other -- in relation
6 to other federal agencies reporting and doing business
7 with tribes and Indian country, which is not the same
8 that -- that HUD is not yet in that same arena, and I
9 don't know if we'll move to that at some point, so I
10 just needed to figure out what all of that meant
11 because we're not lined up the same way, I don't
12 think.

13 MR. COYLE: Yes, Marvin.

14 MR. JONES: And, again, I don't mean to
15 prolong the discussion other than for, apparently,
16 preamble purposes, but I will call attention that
17 NAHASDA as being a self-determination act and the
18 reference in the proposed regulation refers
19 specifically to federal assistance being provided in a
20 manner that recognizes Indian self-determination and
21 tribal self-governance in NAHASDA and in the law.
22 But, again, if it's not -- if we have objections to
23 it, I'm perfectly willing to call for a consensus and
24 have an objection to it and just putting it in the
25 preamble and moving on to the next issues.

1 MADAM SECRETARY: Thank you. I
2 appreciate that, Marvin.

3 MR. ADAMS: Mr. Chairman, we would then
4 ask for consensus on these items, .221 and .513 as one
5 item.

6 MR. COYLE: Do we -- is everybody
7 understood on what was presented? Do we have a
8 consensus on this item? Do we have a negative on this
9 item? This item, .221 and .513, are non-consensus.
10 Continue on to the next.

11 MR. ADAMS: Thank you, Mr. Chairman.

12 MR. COYLE: Madam secretary.

13 MADAM SECRETARY: I just want to say
14 while we disagreed, we do agree that it should be
15 strongly called out in the preamble.

16 MR. COYLE: So ordered. Yes, Marvin.

17 MR. JONES: Marvin Jones. And I
18 appreciate that. Thank you.

19 MR. ADAMS: Mr. Chairman, I apologize.
20 I do have one item I need to call to the committee's
21 attention. The previous item we took action on in
22 1000.10, the definition of outcomes, there was
23 previous committee work on 1000.10, so I failed to ask
24 for consideration to reopen that. And so I think the
25 appropriate protocol, we need to have on the record

1 action that we did approve reopening 1000.10 to take
2 that action to add the definition of outcomes.

3 MR. COYLE: Okay. The work group wants
4 to reopen 1000.10. Is there any disagreement to that?

5 MR. KAZAMA: Just for clarification,
6 Jason, that comes under the IHP section on definitions
7 because it's categories under 1000.10.

8 MR. ADAMS: I don't believe it's all.

9 MR. KAZAMA: (Inaudible).

10 MR. ADAMS: I don't know if -- I don't
11 recall there being sections to 1000.10. It's just all
12 the definitions listed, I believe, in alphabetical
13 order as they appear in the regulations.

14 MR. COYLE: Marv.

15 MR. JONES: Marvin Jones. I think we
16 did a search if outcomes was used in any other context
17 and there wasn't, so that the only context that it
18 will be in will be the Indian Housing Plan.

19 MR. COYLE: Thank you, Marvin. So we
20 need --

21 MR. ADAMS: I apologize again for that,
22 but we do need consensus to reopen 1000.10.

23 MR. COYLE: So do we have a consensus
24 on that item? So be it.

25 MR. ADAMS: Okay. Thank you. Then the

1 next item I have is on that same page, the last items
2 we just discussed. It's our item No. 8. It is
3 1000.230, and this is -- I don't believe this item was
4 opened previously and so I did not find that
5 information anywhere so this will be new action on
6 1000.230. 1000.230 says "What is the process for HUD
7 review of IHPs and IHP amendments?" We are adding
8 under (a)(1), the end of that sentence, we are adding
9 a new sentence -- or continuing the sentence, excuse
10 me. The underlined language is what we are adding.
11 The complete sentence would read comply with the
12 requirements -- excuse me. Let me back up. It says
13 "HUD will conduct the IHP review in the following
14 manner: (a) HUD will conduct a limited review of the
15 IHP to ensure that its contents: (1) comply with the
16 requirements of Section 102 of NAHASDA, which outlines
17 the IHP submission requirements; provided, however,
18 the recipient may use either the HUD estimated IHBG
19 amount or the IHBG amount from their most recent
20 compliant IHP." And this is an opportunity that we
21 took to -- with the change, there's going to be a lot
22 of folks that, probably through the first two, at
23 least two, quarters of the year, are going to be using
24 an estimated IHBG amount, and we wanted the
25 flexibility of using either the estimated IHBG amount

1 or your most recent compliant IHP. In the fiscal
2 years, such as the one we're in now, that amount is
3 pretty significantly different because this year's
4 estimate is using the president's budget, so we didn't
5 want to put in a plan that's, in some cases, you know,
6 could be several hundred thousand dollars less than
7 what you're actually going to get; thinking
8 optimistically, of course. So that's the opportunity,
9 and we discussed that a little earlier under a
10 previous item, but this is where the language is at to
11 allow for that. And, again, I think it's worth noting
12 that this is one of those items that, in the work
13 group, we heard from region to region that there seems
14 to be some application a little differently at the
15 regional level on how they look at your estimated
16 budget in the IHP. So, hopefully, this will allow
17 some clarification there at the regional level that
18 will be treated the same.

19 MR. COYLE: Yes, Marvin.

20 MR. JONES: I think this is not a
21 negotiation, but a further clarification. It's
22 somewhat analogous to past discussions in which we
23 tried to put some time frames on some HUD processes
24 and they indicated, you know, they couldn't really
25 commit to getting through a process by those times.

1 This is similar in that, through a tribal process, the
2 lateness of when the information -- as I understand
3 it, HUD said June 1st was the earliest that they could
4 get the information. Well, a tribal process may
5 actually have to start a lot earlier than that in
6 order to get an Indian Housing Plan approved and then
7 that information would be not available. So this is
8 an ideal -- an attempt to say we don't have to use the
9 information if it's not available and so we can get it
10 through the tribal process and have an Indian Housing
11 Plan approved in the statutory time.

12 MR. COYLE: Thank you, Marv. Any other
13 comments on this before we go into negotiation?

14 MR. ADAMS: Mr. Chairman, I would ask
15 for consensus on this item.

16 MR. COYLE: All right. Do we have a
17 consensus on 1000.230, lays a process for a HUD review
18 and IHP amendments? Is there negative? We have a
19 consensus.

20 MR. ADAMS: Thank you very much.
21 Moving right along. The next item then that we would
22 propose, in keeping you on your toes, we move ahead to
23 page 6. The top of the page states items 72, 73, and
24 76. It's 1000.512. And, Mr. Chairman, I would
25 actually offer this in two separate actions because

1 there was a part of the changes that we made we
2 couldn't come to consensus on and there was a part
3 that was reached -- we did reach consensus on. So the
4 first action is in reference to changes made in
5 1000.512(b)(2), we added some language there. We
6 added that line item; I believe all of that was added:
7 "Housing unit cost information, including any other
8 funds used to construct units"; that was added. These
9 are, again, Annual Performance Report requirements.
10 And further down, it is item D, "annual performance
11 data to reflect the accomplishments of the recipient
12 to include:", and then all of that under there that's
13 underlined was added new, all the way to the bottom of
14 the page. Those items did not reach consensus by our
15 work group. So I offer those here today to the
16 committee. Most or all of this information that is
17 added was information that is pages included in the
18 IHP format that we've been looking at through this
19 whole process.

20 MR. COYLE: Okay. Marv.

21 MR. JONES: Marvin Jones. I would just
22 like to add that, in the same way that we earlier just
23 discussed the unique IHP and APR format and brought
24 it, even though it didn't have consensus, out of sort
25 of courtesy, we brought these four, too, because they

1 were presented and didn't reach consensus and we did
2 want to bring them before the committee to see if a
3 negotiation could lead some consensus on one or more
4 of the items.

5 MR. ADAMS: Under discussion, then, I
6 would also offer that there is a mixture of folks on
7 both sides of this issue. This is not a HUD and
8 tribal issue. This is very much a tribal and tribal
9 issue. There are folks that were in agreement with
10 adding these sections to the regulation, thereby, you
11 know, in the current form that HUD is presented, this
12 is those additional pages of information that HUD is
13 asking for. There are committee members and members
14 of the work group that thought it was appropriate that
15 these be added and there was voiced very strong
16 concern by some folks on the work group and committee
17 members that did not want to have these pages added.
18 And so I just wanted to enter that for the record
19 that, you know, this is not a tribal/HUD issue. It's
20 very much tribes and HUD and tribes -- tribes and
21 tribes.

22 MR. COYLE: Okay. Jas, you're asking
23 to go under negotiations on this item now?

24 MR. ADAMS: I would offer this for
25 consensus if that's the wishes of the group.

1 MR. COYLE: Do you want to ask for
2 consensus, then, on the item and then, if possible, go
3 into negotiations for a change?

4 MR. ADAMS: Yes, I would. And I would
5 just clarify this for the record: It's the addition
6 under 1000.512 of item (b)(2), (d)(1)(2), and then all
7 the rest: (i) -- (i), (ii), (iii), (3), (i), (ii),
8 (iii), (iv), (v), (vi), (vii), (viii), (ix), and (4);
9 all of that is additional. That would be included in
10 this action.

11 MR. COYLE: Do we have a consensus on
12 this item? Do we have a negative? We have a
13 non-consensus on this item, so we go into negotiation
14 now.

15 MR. ADAMS: I would offer that, if
16 there's committee members that would offer changes or
17 additional language, but this was one of those things
18 that we're presenting to you that came out of the work
19 group as non-consensus. We tried to come to agreement
20 and it's one of those situations where it's either
21 there or it's not. It's either in or it's not.
22 Marking it as optional would just not provide adequate
23 data.

24 MR. COYLE: Could we have clock start
25 and we're going into negotiation on this item. Carol.

1 MS. GORE: I'm confused why we're
2 negotiating something that's already been voted.

3 MR. COYLE: A little louder. I didn't
4 catch that, Carol.

5 MS. GORE: If we're going to negotiate
6 something that's already been brought to consensus,
7 then we need to vote to open it again for discussion.
8 We can't go into negotiation on an issue that we've
9 already voted for consensus.

10 MR. COYLE: Okay. Excuse me on that
11 protocol.

12 MR. ADAMS: I think what appropriate --
13 according to protocols, if anybody that dissented
14 offers some language to try to get to a middle ground,
15 that could be done at this time. But what I'm saying
16 is we've -- we've been through that in the work group,
17 and I don't want to cut that off to the committee
18 members and say we can't get there. I would just
19 offer that as if there is committee members that would
20 offer language to our new process that would get us
21 this information, that would be the next step.
22 Otherwise, it's going to be a non-consensus item.

23 MR. COYLE: Yes, Rodger.

24 MR. BOYD: I think, in all fairness, as
25 well, I would really like to hear those who could not

1 consent to this to explain to the committee why they
2 cannot consent to it for the record.

3 MR. COYLE: Why don't we ask for
4 consensus on reopening this item for negotiations.
5 All in favor? You understand, Jas?

6 MR. ADAMS: I'm confused, Mr. Chairman.

7 MR. COYLE: We're going to reopen for
8 negotiation. Yes?

9 MR. KAZAMA: I guess, a clarification,
10 Mr. Chair, is that because there was non-consensus,
11 those who voted against the consensus have an
12 opportunity to interject their language to try to get
13 to consensus. That's what Jason was thinking. We
14 don't necessarily have to reopen the consensus,
15 non-consensus vote. It's already established. We
16 just have to clarify our non-consensus vote based on
17 the protocol by adding new language, so that's where
18 Jason is coming from.

19 MR. ADAMS: I think that's what Rodger
20 is asking for, is just to understand that
21 non-consensus.

22 MR. COYLE: Okay. Jason, I'm going to
23 let you handle the --

24 MR. ADAMS: Again, I can reiterate some
25 of the comments that I heard, and I would hope that

1 some of those folks that were in the work group that
2 made some of these comments themselves would share
3 that. I know some of the work group members that
4 weren't committee members were pretty adamant that
5 this would add additional work by their staff to
6 gather this information. That was, again, one of the
7 themes, I think, that we heard. And I know one of the
8 replies to that was, in the overall scheme of things,
9 the new format is going to reduce the amount of time
10 in filling out the paperwork considerably, we
11 estimate; thereby, this additional work would be
12 minimal, in some opinions.

13 MR. COYLE: Yes.

14 MR. SAWYERS: You still haven't gotten
15 the point. If you vote against, you got to tell us
16 why. First of all, you have -- and offer a solution.
17 Those who voted against it should do that now. So I
18 guess the next order, in my opinion, would be to find
19 out who voted against it and find out why and see if
20 they have an alternative to it.

21 MR. COYLE: Steve.

22 MR. ANGASAN: A lot of the comments in
23 this group were that the things on the list are too
24 general and many different housing entities form
25 different tasks such as, you know, like, some of them

1 don't have elder housing systems, but yet, they're
2 required put it in there. I think that's -- not
3 seeing the form, I mean, each housing entity is
4 different and writes different activities and some of
5 the smaller housing entities will be inundated with
6 more paperwork, which is not what we're supposed to be
7 doing here, I believe. Thank you. Steve Angasan,
8 King Salmon.

9 MR. COYLE: Marv.

10 MR. JONES: Marvin Jones, Cherokee
11 Nation. I previously provided my alternative, which
12 was .221 and .513 in the unique IHP and APR format,
13 and that I might agree or we might agree to provide
14 all this stuff if it was negotiated in a unique
15 format. I'm not totally being facetious; partially
16 so. But I don't object to the individual items. I do
17 know that there was significant -- I'm concerned. Not
18 about our tribe because we can provide any of this and
19 we have the resources to do it. I am concerned about
20 what has been expressed to me and others about some of
21 the other tribes who see this as a burden and not
22 required by the law and regulation. The other thing I
23 see is that the reporting in the APR needs to be
24 directly related to what is required in the IHP. And
25 to the extent that any of these items -- to the extent

1 that an Indian tribe puts an activity in the IHP --
2 and we'll give an example. Let's say that they are
3 going to provide some sort of assistance, housing
4 assistance, to an elder. It's an elderly program.
5 Then they need the report from the APR that the
6 results of that particular program, how many people
7 did they serve and that sort of thing. So to that
8 extent, HUD has the authority, when it issues the form
9 in accordance with the negotiated regulations, to
10 require some of these things that are provided here in
11 regulations as they are specified in the tribe's IHP.
12 So I don't object to that kind of format of getting
13 the information, and I wouldn't object to any of this
14 information or on a national basis, but I do know that
15 there are objections from other tribes smaller than us
16 with a lot of resources, but if they would withdraw
17 their objections and are fine with it, I certainly
18 will, too. Because, again, for our tribe, these
19 provisions won't be a problem. And then one other
20 thing. There are some things in here that have not
21 been pulled out and probably, if we maybe had a little
22 bit longer, we could have pulled out some of these
23 items and said they are, in fact, required by the law.
24 For example, when you use the term outcomes by
25 eligible activity, well, that's -- essentially that's

1 required by the law and it's stuck in the middle of
2 here and then it goes on to be more specific in that.
3 But that general topic, that general requirement, is,
4 in fact, required by the law because we got -- the law
5 says, you know, that we're supposed to provide
6 outcomes and outcomes naturally have to be part of a
7 performance report. So when -- even if this doesn't
8 pass, you know, I think when HUD issues its form, it
9 can require activity outcomes by eligible activity;
10 now, maybe not to specificity. So that's my
11 objections.

12 MS. MARASCO: Judith Marasco with
13 Yurok. I don't know that the numbers that you would
14 be getting from reporting under the separate elements
15 would be what you were actually looking for. My
16 concern if I assisted one family, I might be able to
17 count them in five or six of these categories, and I'm
18 not sure that would accurately reflect what I did that
19 year. Kind of following Marvin's train of thought, if
20 we could put in (d) recipient to include as specified
21 in the IHP, I wouldn't have any problem with this.
22 Reporting -- for me, reporting on criminal activity,
23 the reduction of criminal activity would be pretty
24 close to impossible. That would be a hard one for me
25 to report on. The rest of them would be all right,

1 but if we weren't running the programs, we'd just have
2 to put an (A) there. So, if we could look at adding a
3 caveat to (d) as specified in the IHP, I think that
4 would resolve the issue.

5 MR. COYLE: Carol.

6 MS. GORE: I want to touch on a subject
7 that I haven't heard come up on the table yet, and I
8 did object. We represent Alaska, and Alaska has over
9 2,000 tribes, and they are from the very smallest to
10 some of the largest in the country, and there's a
11 level of fairness, I think, that we are to represent
12 to make sure that, No. 1, we're not creating undue
13 burden on the smaller tribes, and I think Steve
14 Angasan spoke to that very clearly. Some of us do
15 have the opportunity to report in a more specific
16 manner. I think, first of all, .512 talks about brief
17 information but yet the criteria under it is very,
18 very specific. Candidly, my biggest objection to .512
19 is really under (b)(2), which is housing cost, and,
20 again, I object on the basis of fairness. If you're
21 talking about a small tribe and how they report cost
22 and how a medium sized tribe and a larger tribe, are
23 we buying land, are we not buying land, are we putting
24 in roads and water and sewer where others don't have
25 to include that in its cost. And then the disparity

1 in costs brings about there's no opportunity to
2 describe how you level that reporting process. And I
3 don't know how the information would be used, but if
4 there's no other way to clarify that cost information,
5 from my side, it seems like there's a series of 10
6 questions that would be needed to clarify the cost to
7 make sure that it's fairly represented to those that
8 we're attempting to report to. And I think that's an
9 undue burden for everyone unless we're here to really
10 talk about what goes in the form, and it's my
11 understanding we're not here to do that. So I
12 continue to object. I think it's too specific. It
13 creates an undue burden on some of the smaller tribes
14 in Alaska. And the information that would come out
15 would not have a balance of fairness for all the
16 tribes in the country. Thank you. I'm Carol Gore
17 from (inaudible).

18 MR. COYLE: Thank you, Carol. Would it
19 be advisable or could we possibly dig the items out of
20 here and negotiate them one at a time? Judy?

21 MS. MARASCO: Yeah. Judith Marasco
22 with Yurok. I agree with Carol. I had read that and
23 objected to it and then forgot about it. My proposal
24 would be to eliminate (b)(2) and so add the caveat at
25 (d) as per the housing plan, and then I could accept

1 that as a whole.

2 MR. COYLE: Madam secretary.

3 MADAM SECRETARY: So the recommendation
4 to add the language to (d), tying it to the housing
5 plan, makes sense to us. I guess I want to come back
6 a little and push back on not providing the housing
7 unit cost. So, Carol, I'm going to come back at you a
8 little bit because, having just been in Alaska and
9 understanding the difficulty building there,
10 transportation costs, double the construction costs,
11 the remoteness, whether you need to put in
12 infrastructure or not, all of that stuff, I would
13 think that, as you have your business plans and you're
14 figuring out what you want to do and how you're going
15 to build housing, that you would know that and you
16 would want people to know that it's different building
17 in Alaska or more remote areas than it is in the
18 middle of Washington state, for example, or some other
19 locality where you don't have the types of
20 infrastructure or distance problems or supply issues,
21 climate issues, that you might have in other places.
22 And it's that level of distinction that I think we
23 should all understand and, more importantly, I think
24 it's something that folks on the Hill need to
25 understand, the differences in this program from area

1 to area, what it takes to build the houses, how
2 important it is when you build that house in your
3 locations. And I think it would just be helpful to
4 create a fuller picture for everyone to understand
5 exactly the kind of work you're doing.

6 MS. GORE: I sincerely appreciate your
7 question. And what I was hoping not to get into the
8 form, so forgive me if I'm getting into the wrong
9 place and I ask the work group's forgiveness for that.
10 But what I see in the proposal is one line. To me,
11 that says that the tribes will answer any way they
12 please, which will be a brief answer and it will not
13 necessarily articulate all the differences. So maybe
14 I just don't know what the form would look like and
15 how HUD might try to help define that information.
16 Candidly, Alaska is criticized frequently for their
17 high costs.

18 MADAM SECRETARY: And I get it.

19 MS. GORE: And you get it, but if the
20 information we're collecting -- remember, this is
21 data. If there's no integrity to that data and that
22 data is not specific enough -- this is one question.
23 How I answer that question may be very different from
24 how Judith will answer that question. Tribes may
25 simply give their TDC answer instead of I built a

1 single-family home, I built a multi-family unit, I
2 built a mixed use, I had to buy the land, I had to --
3 it doesn't say. Did it cost you X amount for
4 transportation? Did you have to build a road? Did
5 you have to put in water and sewer? These questions
6 are not imbedded in this one line. I think there's a
7 whole series of questions that would have to be
8 answered in order for the data to be fair across the
9 country, and not just to Alaska but to other areas, as
10 well. So that's my objection, that it is one question
11 that has 20 answers.

12 MADAM SECRETARY: So that says to me
13 that we need to figure out and be really thoughtful
14 about both how the question gets asked and provide
15 sufficient opportunity or enough explanation so that
16 tribes, in responding, can do as full a disclosure as
17 possible. We just figure out what that data input
18 means.

19 MR. COYLE: Jason.

20 MR. ADAMS: I just wanted to add, in
21 the current -- and you didn't want to go to the
22 format, but what we've -- you know, in absence of the
23 format that's been presented, there's really, you
24 know, nothing else but speculation on what could be
25 put out there. An idea, I think, that HUD had, and it

1 came from the work group that worked on the form, was
2 that, you know, it's this item No. 73 in the format
3 that kind of answers that question. Now, hearing your
4 comments, I appreciate your comments. If we had this
5 language in the regulation, then HUD could offer some
6 options, I think, as to how to gather that
7 information. If this isn't appropriate and if this
8 isn't what people like, the language in the
9 regulation, if it was passed, it would give HUD an
10 opportunity to come back and take comments from people
11 on how you would rather prefer them to gather the
12 information that is specific to housing unit cost
13 information that takes into consideration all of your
14 comments and the comments that were made by HUD in
15 regards to the cost specific to your area. And so I
16 would just offer that as an opportunity to move
17 forward. If this is something that the language in
18 the statute -- or in the regulation as proposed here,
19 if we want to wordsmith that, maybe we disconnect that
20 from what is currently proposed and hopefully HUD is
21 listening and making notes and would come back with a
22 different form that -- because, once this process is
23 approved, as I understand the process, then you
24 produce a form, and that is out for public comment, so
25 it wouldn't necessarily be this form. But the form

1 would answer that question and it would be an
2 opportunity to gather that data, which I believe is
3 very important. And I'm willing to even approve this
4 form, if so be it.

5 MR. COYLE: Marv.

6 MR. JONES: Marvin Jones.

7 Unfortunately, the discussion is almost making me to
8 say I'm going to object. I'm not quite there yet, but
9 if we're talking about filling out one line, you know,
10 we're fine with that. But if we're going to do 20
11 pages, it might be something different. But I'm not
12 going to -- you know, we're not there yet. And,
13 again, as far as our tribe, we'd be fine with these.
14 If I could just interject another issue, not to get
15 off that one, but just to interject that, under any
16 circumstance, I believe that (d)(2)(i)(ii) and (3),
17 and you can see "outputs by eligible activity, units
18 completed or assisted, families assisted," and then
19 down, "outcomes by eligible activities," all of those
20 things, not the sub activities underneath those, but
21 all of those are required by law. I mean, they're
22 required in the Indian Housing Plan, so it follows
23 that, in the performance report, you need -- you have
24 to report on those things. Now, I think -- and that's
25 why I'm saying if we had pulled out some of these and

1 discussed them individually, I don't know that there
2 could be a basis of objection of those four particular
3 items there. So just to put that out there. I think
4 all the rest of them are subject to -- subject to
5 negotiation, but even if we don't come to a consensus
6 on those four, I think HUD can put those in a form and
7 I don't think people can really object to those.

8 MR. COYLE: Jack.

9 MR. SAWYERS: I think we're at an
10 impasse here. I think that we need to put that in the
11 preamble, and if you -- if we want to do something
12 about it, do it in a different direction. But I don't
13 think this discussion is going to go any farther, and
14 I'd say let's move on, make sure that it's well
15 documented, and then, if we have time, come back
16 through, Jason, what you were talking about in a
17 different form or a different way. But I think that
18 we've discussed this enough and there's impasse and
19 let's go on.

20 MR. COYLE: Blake.

21 MR. KAZAMA: I guess I differ a little
22 bit. I'm not sure we're at an impasse. I believe our
23 procedure was to take a look at the regulations,
24 create new regulations that address the statute, and I
25 think that's the task we're doing. And as a follow-up

1 to what Marvin is saying, I would like to see the
2 things listed on here as required by regulation and
3 statute and those are not. Maybe we can discuss that,
4 remove them from the table and deal with the
5 substantive issues as pertaining to regulation and
6 law.

7 MR. COYLE: Yes, Jack.

8 MR. SAWYERS: I don't disagree, but I
9 think, in its present form, it's not going to pass.
10 So that's why I'm saying just come back to something a
11 little later and define exactly what is the law and so
12 on, but right now, I think we're moving around. Let's
13 see if we can work on it later, but as far as this
14 discussion, I think we need to go on to the next one
15 and then re-present something else.

16 MR. COYLE: Judith is first.

17 MS. MARASCO: Judith with Yurok
18 Housing. Could I propose that we go through line item
19 by line item and call for consensus? And at least
20 ferret out what's acceptable and what's not?

21 MR. COYLE: Marvin.

22 MR. JONES: Marvin Jones. Maybe I --
23 let me comment and, then, if it's not doable, then
24 I'll just withdraw it. But, again, I believe that the
25 (d)(2)(i)(ii) and 3 are required by the law. And if I

1 missed any others, I think HUD can say yeah, that also
2 number such and such is, but they've gone through the
3 process to determine what is currently required by law
4 and regulations. And I don't know that we would have
5 any objection to the (d)(2)(i)(ii) or 3 items as being
6 required by the law, and the others, then we -- and
7 I'm just proposing that perhaps we could have
8 consensus on those four items and then go back and
9 review the rest and that kind of process, just seeing
10 if we could at least agree on those four.

11 MR. COYLE: Carol.

12 MS. GORE: Carol from (inaudible)
13 Housing. Marvin, we could support that. Thank you.

14 MR. COYLE: Jason, is there a possible
15 chance that we -- maybe two or three of us could go
16 through that list and find the ones that are absolute
17 under -- required by a regulation or a statute? Do
18 you think that would help, or do you want to go line
19 item by line item like Judith wants?

20 MR. ADAMS: I'm fine with whatever the
21 committee wants to do. I mean, we can take them line
22 item -- I mean, I was hearing -- maybe like Blake, I
23 was hearing some movement back and forth there and
24 some possible -- you know, some good discussion, not
25 just --

1 MR. COYLE: I think we're close on this
2 and -- Carol?

3 MS. GORE: I was just going to say I'd
4 like to move forward with Marvin's offer to call for
5 consensus on the statutorily required items. Let's
6 get those behind us. I think that would be a good
7 move on our part for forward momentum and then we can
8 see what's left with the rest of the discussion and
9 take Judith's recommendation from there. That would
10 be my request. Thank you.

11 MR. COYLE: Yes, Karin.

12 MS. FOSTER: I would like to request
13 that we put the statute up on the board there so that
14 we can be talking about statutory requirements and
15 looking at them at the same time. I think we're
16 talking about Section 404.

17 MR. COYLE: Could we get 403(b) and
18 404(b) on the board? Marvin.

19 MR. JONES: Marvin Jones. I think we
20 also need 102, because 102 establishes what's required
21 in the Indian Housing Plan and the performance report
22 is simply reporting what we proposed to do in the
23 Indian Housing Plan, so they are linked in that way.

24 MR. COYLE: And also 102. Jason, I'm
25 going to let you run through those.

1 MR. ADAMS: Well, the statute under --
2 in regards to Annual Performance Report at Section
3 403(b) and 404(b) is pretty general. It's -- the
4 statements -- I don't know if they have them up on the
5 board, but it leaves a lot to be considered under that
6 language because it is -- what I'm trying to say is,
7 in the statute under the IHP, it gets very specific.
8 The IHP Section 102(b) talks specifically about what
9 elements in the IHP. When you take a look at the APR
10 side, this is what you have, just a one-liner kind of
11 a thing, which is pretty broad, at least in my
12 opinion; thereby, it can include a lot of this stuff.
13 So then I guess that would -- I don't know if that's
14 where Karin was going with the discussion, but that's
15 what happens when you start focusing on the APR
16 language in the statute. It's these two statements;
17 they are fairly broad.

18 MR. COYLE: I'm still kind of going
19 with Marv and then Judith on this, one line at a time.
20 If they are not legal, let's kick them out. If
21 they're legal, let's leave them with negotiated items.

22 MR. ADAMS: If I could, Mr. Chairman,
23 then maybe Marvin can ask for a consensus specific to
24 the items he listed. I didn't make those notes. But
25 I did hear him say that .512(d), under (d) I think is

1 where we're at, his comment, and I thought Judith had
2 earlier made some suggested additional language to
3 (d). Would that be included in this, Marvin, as part
4 of the proposal?

5 MR. JONES: Marvin Jones. Yes, it
6 would be and it should be. It is by implication, and
7 to tie that to what Karin was asking, if you look up
8 at 404 here, what it references is back to the Indian
9 Housing Plan. It says your report basically are the
10 Indian Housing Plan. That's, in essence, what all
11 that says. So then you go back to the 102, which is
12 the content of the Indian Housing Plan, and then you
13 have the specific items that you have to put in the
14 Indian Housing Plan, and those include how many
15 families you're going to assist and those kinds of
16 things. And that's why -- and you have to put the
17 outcomes. So the link is you put those in the Indian
18 Housing Plan and then you report them in the Annual
19 Performance Report, so you link those two together.
20 And so, anything contained in 102 presumably needs to
21 be reported in the performance report if it
22 specifically states in there. And the item that I
23 pulled up there, we can look at 102 and see where
24 those things are specifically in the Indian Housing
25 Plan as required to be in there and presumably need to

11 MR. COYLE: Marv, are you asking for a
12 consensus on those items?

13 MR. JONES: I could. I wanted to make
14 sure everybody understood. 102 is up there? Okay.
15 102 is over on the left-hand side. And then we can
16 point out where in the Indian Housing Plan the units
17 completed or assisted is required. Is there any way
18 we can point to those so that people can see?
19 Families assisted, we got that? Let's see, then the
20 outcomes. Okay. Then the -- I don't think that the
21 term outputs is actually used in the law. What we're
22 using, I believe, are the planned -- yeah, the planned
23 activities are essentially those outputs, meaning the
24 type of households to receive assistance, levels of
25 assistance, the number of units planned to be

1 produced, and the type of household to receive
2 assistance or the types and levels of assistance
3 would, I think, convert into the families, the number
4 of families being assisted. So that's a link between
5 those and why it appears like those items are required
6 in the law to be reported on. And with that, I would
7 -- let me call for a consensus without any additional
8 language, and Judith, if she feels the need to add
9 that language that she suggested, she can add it in
10 there after we've gone through that. So the consensus
11 call would be that -- would be for the (d)(2), outputs
12 by eligible activity; the (d)(i), units completed or
13 assisted; (d)(ii), families assisted; and then (3),
14 outcomes by eligible activity. Just those four items,
15 and I would call for consensus that those be enacted.

16 MR. COYLE: Okay. That is (d), annual
17 performance report data to reflect, and then is that
18 -- was that your first one?

19 MR. JONES: Underneath that, yes.

20 MR. COYLE: And then (2), outputs, and
21 then (i) under (2), units complete, (ii) under (2),
22 families assisted, and (3); is that right?

23 MR. JONES: That's correct, yeah. And
24 you're right in that the (d), annual performance, like
25 you suggested, should be there, too.

1 MR. COYLE: Okay. On this -- actually,
2 there will be five items. There will be (d), (2),
3 (i), (ii), and (3). Do we have consensus on those
4 items only under 1000.512? Anybody negative? Karin,
5 was that a negative?

6 MS. FOSTER: You know, that was a
7 negative. And I guess I'm just not completely
8 comfortable with the specificity of No. 3, although I
9 do understand that it is encompassed in the
10 description of what's in the IHP. I'm not clear on,
11 for example, whether this provision would then require
12 housing authorities to keep, you know, records maybe
13 that are more specific than they already do about, for
14 example, which of their clients were actually homeless
15 before assistance. I know some are, some aren't.
16 What does homeless mean, those kinds of things, or if
17 you just check a box that included folks who were
18 homeless. And I don't see the answer to that question
19 in this regulation.

20 MR. ADAMS: Mr. Chairman, if I could?
21 Karin, as I understand, the call for consensus was
22 just for the (iii); all the little bullets are not
23 included. Is that correct, Marvin.

24 MR. JONES: That's correct. And if I
25 could follow up and say that we earlier approved by

1 consensus the definition of outcomes, which is
2 determined by the tribe.

3 MR. COYLE: Yeah.

4 MS. FOSTER: I appreciate that
5 clarification. I withdraw my objection.

6 MR. COYLE: Okay. Therefore, we have a
7 consensus, then, on the items. So specified. Marv.

8 MR. JONES: And just a technical thing.
9 If we don't have consensus on anything else, then we
10 need to renumber them, obviously.

11 MR. COYLE: All right. Jas.

12 MR. ADAMS: Yes, sir.

13 MR. COYLE: Proceed.

14 MR. ADAMS: Is it lunch time yet.

15 MR. COYLE: Do you want to take a break
16 now?

17 MR. ADAMS: It's up to you.

18 MR. COYLE: Let's take a 15-minute
19 break. At 20 after, we'll return.

20 (A recess was taken from 10:02 to 10:30
21 a.m.)

22 MR. COYLE: Okay, Jason, it's all
23 yours.

24 MR. ADAMS: Okay. Mr. Chairman, I
25 guess, to then move forward, I would suggest that we

1 follow along with the suggestion -- I think it was
2 Judith's suggestion -- that we just take these item by
3 item. Let's try them item by item. Then, the first
4 item, then, that I would propose is 1000.512(b)(2),
5 "housing unit costs information, including any other
6 funds used to construct units." Start it off with
7 that for discussion.

8 MR. COYLE: Marv.

9 MR. JONES: Maybe we can go through
10 these because I hear people are going to object to
11 various ones. Maybe we can just say is anybody going
12 to absolutely object to this and then move on from
13 there.

14 MR. ADAMS: In light of that, I would
15 call for a consensus on this item.

16 MR. COYLE: Okay. Item No. (b)(2),
17 housing unit cost information, do we have a consensus
18 on this item? Blake.

19 MR. KAZAMA: I guess my question on No.
20 2, housing unit cost information, one -- I guess it's
21 in two parts. One is, is it required by statute? And
22 the second question -- I don't believe it is, but I
23 want to just throw that out. And the second thing is:
24 Isn't this a subject matter that would be covered by
25 the proposed needs assessment that was discussed at

1 the last session that we meet in Seattle? Wouldn't
2 this be -- it's the primary subject area that that
3 needs assessment would address. And if so, you know
4 -- well, I guess what I'm getting at, not only in this
5 -- addressing this, but also No. 3 and all the rest on
6 the bottom, maybe there's a better format to get the
7 information, like a needs assessment, than putting it
8 in an IHP that is cumbersome for a lot of the tribes
9 that have great distances to get the information, as
10 I, you know, spoke on two sessions ago. So in this
11 particular case, my recommendation would be to not
12 have this here but deal with it in a needs assessment.

13 MR. COYLE: Jason, you had kind of an
14 answer for that, didn't you?

15 MR. ADAMS: Larry, I got an answer for
16 everything. I can take a shot at your first question,
17 Blake. Yes, it's true that this is not statutorily
18 required, as most of the rest of the items that we
19 were working in the work group on. This is just
20 information that, again, the tribal work group that
21 worked on the form initially and then, from that, to
22 IHP/APR work group as we worked through that, our work
23 group C, IHP/APR. This is just information that a lot
24 of folks feel is very germane to gathering data that
25 HUD can use, and we also -- I wanted to mention, we

1 heard a couple sessions ago from the gentleman from
2 the Senate Indian Affairs Committee, and he was here
3 to ask that we provide him with data. And so my
4 personal opinion on this is, if we're not asking the
5 questions, then we're not getting anything. So, at
6 some point in time, we got to have the authority to
7 ask questions. And if we put it in the regulation,
8 then we have the authority to ask questions to gather
9 data. And I know it's -- you're correct, it is not
10 statutorily required, but the regulation can cover
11 that and be able to ask the questions. As far as your
12 second part of that question, I guess I would defer
13 that to HUD as far as a needs assessment.

14 MR. COYLE: Madam Secretary.

15 MADAM SECRETARY: Obviously, I would
16 look at it as the needs assessment and the housing
17 plan go hand in hand. A needs assessment really is
18 what is needed longer term. It's a snapshot, but
19 really you can project out what you're going to need
20 to be responsible and responsive to the needs of your
21 tribe for the housing situation. The housing plan
22 itself, we see as how you get there. It's your
23 planning tool that addresses what's found in the needs
24 assessment. So if you need 20 houses in the next
25 20 years, your housing plan would seem to suggest to

1 me that you would be saying I'm going to plan to do
2 two houses this year, two more houses in two more
3 years or whatever that is as you begin to then really
4 carve and take care of those needs that have been
5 addressed in that assessment moving forward. It is
6 your guidebook and then your plan is how you're
7 executing against that guidebook.

8 MR. COYLE: Thank you. Blake, do you
9 have an alternate in there or you just want it wiped
10 out or --

11 MR. KAZAMA: No. My thought was -- you
12 know, I see here the need for data collection. I
13 agreed to that, and I agree to what Jason said
14 regarding the Senate Indian Affairs gentleman that
15 spoke and the need for that. In fact, if you recall,
16 I spoke against that, I mean, (inaudible) what he was
17 saying. My concern is data for data's sake in
18 statistical gathering is not -- it's not what it
19 seems. Each of our regions is unique and different,
20 and if you lump those in as one data source, you've
21 got problems because it's not accurate data anymore;
22 not only who submits the data, then you got random
23 sampling which, in itself, is troublesome, but then
24 each of us have unique conditions that we're dealing
25 with: costs of TDCs, for example, on a reservation

1 simply show needs. Again, needs is another issue. We
2 can say, yeah, we need 30,000 more houses. Where did
3 we get that information from? How do we substantiate
4 that? Where do we go with that? But I like the idea
5 of individually talking about here's our plans, here's
6 where we want to go and take the time necessary to
7 paint the picture for each of our areas in terms of
8 what our needs look like and do a better job than
9 throwing out data in an APR form and calling it good.
10 I mean, it's easy but it's not going to be, I think,
11 what we really want showcased out there. That's where
12 I'm coming from.

13 MR. COYLE: Any other comments?

14 MS. FOSTER: I agree.

15 MR. COYLE: It would be nice if we
16 could have everything on one back wall and everything
17 showing up in white. There's got to be -- Jason
18 showed me the format in the IHP/APR for the cost
19 allocations of units that shows what HUD needs. Is
20 that acceptable, just the format itself?

21 MR. ADAMS: If I could, Larry, I think
22 that's part of the problem, is folks are presuming
23 that that's what will be used. And I think, based on
24 the comments from a comment I made earlier, I'm hoping
25 HUD is hearing clearly that, if we're linking this

1 item to the form, which I think we have to right
2 now -- we shouldn't be, but we have to because that's
3 where it came from -- that clearly folks aren't happy
4 with what's being proposed in the form. My contention
5 still is that, if we don't have the authority in the
6 regulation somewhere to ask the question, then you
7 can't even propose a form. You can't even go there as
8 far as asking the question. And I agree with Blake as
9 far as collecting data for data's sake, but right now
10 what's going on in the example you gave, we don't have
11 uniform data across the board that folks can pull on
12 and HUD can use to help us tell a story. And my
13 position on that is, unless we start asking the
14 questions of everybody uniformly in some manner, then
15 we're going to get sparse data that doesn't have --
16 that isn't grounded that can be utilized and thereby
17 is subject to various interpretation. My opinion,
18 again, is that we got to start somewhere in asking the
19 question uniformly.

20 MR. COYLE: Sandra.

21 MADAM SECRETARY: If the struggle is
22 about the form and not having -- while we're asking
23 for data and need the data and we are trying to make
24 sure that we get some uniformity, we want to make sure
25 that we are not doing a disservice where the

1 uniformity compromises the quality of the data. And
2 so we hear you level and strong, but I still say that
3 a needs assessment is different from the actual
4 reporting. And please be advised -- I'm sure you're
5 aware of this, but I just want to say it again. The
6 form, the reporting format, has to be clearly
7 published and open for notice and comment. So to the
8 extent that, as you've raised here and continue to
9 raise comments about the form not being full enough,
10 not having an ability to list exceptions to data sets
11 that are being asked for, all of that has to come in
12 and be taken into consideration. In public comment,
13 we are required to do that and then to modify forms
14 according to the comments that come in. So this is
15 not the only bite of the apple. This is not the last
16 opportunity, but as Jason said, we need to start with
17 the ability to collect the information and then we
18 should move on to what that collection tool looks
19 like. And I see them as with distinct issues;
20 connected, but one is not totally hinged on the other
21 at this point.

22 MR. COYLE: Jason.

23 MR. ADAMS: I guess, then, I would ask
24 for a consensus because I feel like, you know, this is
25 a conversation with Blake but there might be other

1 folks if we don't ask for consensus and get the
2 objections out there, know who has an objection and
3 why. We're just kind of having a high-level
4 discussion not specific to the objections. So I would
5 ask for consensus on this item.

6 MR. COYLE: Okay. We'll have a
7 consensus -- now this is just on --

8 MR. ADAMS: (b)(2), yes.

9 MR. COYLE: Is there a consensus on
10 (b)(2)? Do we have a negative? It didn't carry; no
11 consensus. Jason, you want to continue on?

12 MR. ADAMS: I think there's a comment
13 over here, Larry.

14 MR. COYLE: Yes, Judith.

15 MS. MARASCO: Judith with Yurok
16 Housing. I understand both sides of the issue. I
17 would propose that you make this optional on the form
18 and work it in slowly. I can see what you're asking
19 for, but I can also see the problems that it brings to
20 the table. I have strong concerns as to what the
21 information is going to be used for, and I can see
22 areas where it would be used against the tribe and not
23 just to support need, but actually to support
24 penalties in some form or fashion. And I know under
25 your administration, that's probably not an accurate

1 statement, but we don't know how long we get to keep
2 you. And believe me, we've all gone through two or
3 three that certainly would have used that information
4 to penalize us.

5 MR. COYLE: Let's see. Continuing on,
6 Jason.

7 MR. ADAMS: If that's your wishes, I
8 mean, it clearly shows there's dissension. If nobody
9 else wants to explain their dissent, then we move on
10 at your discretion, I guess.

11 MR. COYLE: Okay. Did you -- we talked
12 before. Blake, did you make a proposal on the last
13 part of that?

14 MR. KAZAMA: Are you referring to the
15 bottom section, which is No. 3, and below?

16 MR. ADAMS: If we're taking these in
17 order, then the next item would be item (d)(1). And
18 so I would offer that as the next item that we would
19 discuss and call for a consensus on. (d)(1) is
20 permanent and temporary jobs supported with IHBG
21 funds.

22 MR. COYLE: Yes, that wasn't inclusive
23 of the proposal that Marvin made, so it will be
24 (d)(1).

25 MR. ADAMS: Okay.

1 MR. COYLE: Any comments on that?

2 MR. ADAMS: Yeah. Again, this is an
3 attempt to put in, again, not a statutory requirement
4 but regulatory language that would allow for some
5 collection of data in relationship to the jobs that
6 are supported by the IHBG funds. So that's the
7 regulatory language that would be offered here as a
8 shot at gathering that type of data. And, again, I
9 think it's good for the record to note that we had a
10 lively discussion on this item in the work group and
11 did not reach consensus on this line item in the work
12 group.

13 MR. COYLE: Are you asking for a
14 consensus, Jason?

15 MR. ADAMS: If there's no other
16 discussion, sure, I could call for a consensus on this
17 item.

18 MR. COYLE: Okay. We have (d)(1),
19 permanent and temporary job support by IHBG funds, and
20 there is no consensus before at the work group. Do we
21 have a consensus now? Do we have a negative? We have
22 a consensus, then. So that will be (d)(1) consensus
23 and all the way down to 3 except for (2)(iii), elder
24 household assisted. That didn't come to a consensus;
25 is that right?

1 MR. ADAMS: Again, Larry, in following
2 the order, that was excluded earlier, so I'm offering
3 it next as the next item. So it would be (d)(2)(iii),
4 elder housing assisted. And, again, this is an item
5 that is not statutorily required, but it is a piece of
6 information that the -- again, the tribal work group
7 that worked on the form -- making the connection back
8 to the form -- thought it was relevant that we collect
9 this data individually per recipient.

10 MR. COYLE: Judith.

11 MS. MARASCO: I just have a couple of
12 comments to make because elder assistance is a
13 priority for my board. But the discussion at my
14 tribal table is who is an elder. And lots of tribes
15 define that differently. Some tribes define that as
16 55 and over, some 58 and over, some 60 and over. How
17 does HUD define that?

18 MR. ADAMS: I believe there's a
19 definition in the regulation at 1000.10 that defines
20 elderly and near-elderly, if I remember correct,
21 because I know our policies back home reference -- I
22 believe it's at .10, is it not, Jennifer.

23 MR. COYLE: Karin.

24 MS. FOSTER: The definition at .10 --
25 well, Section 4 definition of elderly person is -- the

1 term elderly person means a person who is at least 62
2 years of age.

3 MS. MARASCO: But I'm saying that that
4 definition causes a problem for the tribes. And if
5 you'll look at the statistical data, the overall age
6 limitations on Native Americans is much shorter than
7 other groups, and tribes would like to define elderly
8 to meet their needs within their tribal areas. So
9 elderly, for me, poses a problem because my tribe
10 would like to see that age limit drop.

11 MADAM SECRETARY: Under the definition
12 section, it talks about elderly and near-elderly. So
13 conceivably, you could report under both. Does that
14 help?

15 MR. COYLE: It was also my
16 understanding in the past that any tribal policies in
17 place overburden your HUD policies. Isn't that kind
18 of the way we have accepted it.

19 MS. MARASCO: That's what I'm trying to
20 get clear. Would our policies override this
21 definition?

22 MR. COYLE: Leon.

23 MR. JACOBS: I think it's important
24 that we be consistent. I understand that Indian
25 Health Services uses 55. So why can't we use the same

1 with HUD?

2 MR. COYLE: Jason.

3 MR. ADAMS: Again, I understand your
4 concern, Judith, and I agree that, on local issues of
5 policy for programs, I believe we have the discretion
6 to define elderly. But in this scenario, we're
7 looking at, again, data collection. And so I would
8 hope that we would keep with the statute definitions
9 which are -- and I think we could expand this to be
10 elderly or near-elderly household assisted because
11 that's the terms used in NAHASDA.

12 MS. MARASCO: That would work for me.

13 MR. COYLE: Marvin.

14 MR. JONES: Marvin Jones. I want a
15 clarification. The reason that we -- I had proposed
16 and it gained consensus in some of the other
17 provisions was those were directly required by the
18 law. And I think Judith had asked, well, do we need a
19 provision in there, wording in there saying, well, if
20 the Indian Housing Plan says that, and I indicated
21 that no, I didn't think so because that was actually
22 in the law. But, in this particular case, some of
23 that language may be appropriate, but before I suggest
24 that, let me ask for a clarification. So is the
25 intent here that any program, no matter what you

1 offer, whether it's rental assistance, homeownership
2 construction, rental assistance, that we're going to
3 have to track how many elderly people are assisted
4 regardless of whether or not that program is intended
5 to do that? And if so, does that mean that those that
6 don't currently collect that data have to create a new
7 process in order -- on their application forms to make
8 sure that they do capture that? And is this going to
9 create an additional burden on the front end for
10 those? And that's my question.

11 MR. COYLE: Jason.

12 MR. ADAMS: I guess if that's directed
13 towards me, I would suggest or I would guess that it
14 would be yes. In some cases, if you're not currently
15 tracking the programs and services that you offer
16 specifically to your elderly -- I know our programs,
17 we track that anyway. We let our tribal leadership
18 know how many elders we are serving and that's
19 something locally that is very relevant to the local
20 discussion. And so, for some of us, I would
21 anticipate that would be the same situation: that
22 you're tracking that information up front. In some
23 cases, if you're not, then there will be that
24 additional burden to your housing authority to track
25 that data in some form or fashion so that it can be

1 reported on.

2 MR. COYLE: Steven.

3 MR. ANGASAN: I think that each and
4 every one of these categories or things on the list
5 will create cumbersome -- some of the places cannot
6 provide the information. And also, I believe it will
7 add additional cost to the housing authorities. If
8 you -- many of us, I believe, use software, will have
9 to get the software changed or amended, which comes at
10 an additional cost, also. So each and every item
11 that's added will create additional costs beyond what
12 we're talking about here today. Thank you. Steve
13 Angasan, King Salmon.

14 MR. COYLE: Jason.

15 MR. ADAMS: Again, I appreciate your
16 comments, Steven, and I understand the situation, you
17 know, with small housing authorities or, you know, one
18 or two or three people shops. It's always an issue
19 with additional burden and additional data gathering
20 tasks that have to be added. As far as software, I
21 know that most, if not all, software tracks your
22 recipients as you build files on them by age, and so
23 it's just crossing that data -- you know, running a
24 report on that data based on an age limit and you
25 would have the information that you would need for the

1 report, I would think. But, again, I understand your
2 comment as far as the additional burden. That is
3 something that we heard on several occasions in the
4 work group. You know, that was a big concern that
5 tribes had as far as the additional burden that would
6 be upon them to gather some of this additional data.

7 MR. COYLE: As we all know, one of the
8 hardest things to do is to track seniors. They seem
9 to disappear when they get to our age. I've had
10 problems with my housing justifying my numbers in the
11 past. I've built something and then have to rebuild
12 it because we don't have any seniors for it. So I
13 think we've all come up to that. Jason.

14 MR. ADAMS: If there's no other
15 comments, then I would ask for a consensus on this
16 item. And I would clarify the title of the item to be
17 elderly or near-elderly household assisted to be
18 consistent with the language in the regulations now.

19 MR. COYLE: Do we have a consensus on
20 this item? Do we have a negative? Carol, is there
21 any negotiation on that? Would you want to get an
22 alternative?

23 MS. GORE: I don't have an alternative
24 to offer, but there's not just Steve but also others
25 in the audience who deal with an umbrella organization

1 where there are many, many, many, many small tribes
2 who, at the community level, run a community-specific
3 program. So imagine having 50 tribes and each of
4 those tribes having their own program that none of
5 them may look alike and you're trying to track that.
6 So what Steve said very eloquently is I don't think
7 those small tribes have the capacity to really provide
8 viable data, so I would like to support it, I think
9 it's valuable data, but I have to really defer to my
10 comrades.

11 MR. COYLE: All right. Jason, we have
12 a non-consensus on that item. That will be (2)(iii).
13 Marvin.

14 MR. JONES: Marvin Jones. With that
15 said, I would suggest that all the rest of the issues
16 will be met with similar objections and I would
17 propose that we handle those in a lump sum at this
18 point.

19 MR. COYLE: Now, Marvin, we didn't
20 handle your -- we put your item together, so.

21 MR. ADAMS: I don't have any objection
22 to that at all. I would lump, then, all the items,
23 the rest of the items that are the (i), (ii), (iii),
24 (iv), (v), (vi), (vii) -- I guess that last one should
25 be (viii) under the No. 3 and the last item, No. 4, as

1 one item for consideration.

2 MR. COYLE: Do we have any comments on
3 this? Yes, Blake.

4 MR. KAZAMA: Yeah, this is where I was
5 supposed to speak up, that's correct. And I do
6 support Marvin's position. I, again, think that this
7 is valuable information. I'm not doubting that. I
8 just think that a research group that does needs
9 assessment can pull the data together in a more
10 constructive manner to tell the story better than us
11 replying upon haphazard data being put in, guess work,
12 and also the additional cost where you have actually a
13 contracted agency or entity that's going out and
14 getting the information right there working with our
15 people. I think that's a lot more sophisticated and
16 accurate than what you would get here. And the other
17 thing is this is not germane to the statute and
18 regulation, and so that's why -- but it does provide
19 additional costs to our smaller tribes in Alaska, and
20 that's our concern.

21 MR. COYLE: All right. Yes, Karin.

22 MS. FOSTER: I agree with Blake on
23 that, and I would like to add that, you know, it's not
24 that impossible to have that kind of a study done. I
25 mean, we've done that kind of needs study in Yakima

1 and we have statistically relevant and accurate
2 information that we can actually rely on. I mean,
3 it's been scientifically gathered and interpreted and,
4 you know, it holds up in ways that I don't think this
5 information would. So while I recognize the need for
6 HUD to have good information, it's not a good idea to
7 have bad information.

8 MR. COYLE: All right. Yes, Jason?

9 MR. ADAMS: Mr. Chair, I would ask for
10 a consensus call on those items, just for the record.

11 MR. COYLE: Do we have a consensus on
12 this item? Do we have a negative? There's no
13 consensus on items (i) (ii), (iii), (iv), (v), (vi),
14 (vii), and (viii) and No. 4. No consensus.

15 MR. ADAMS: Correct. Moving forward
16 then, on the top of the next page is the next item
17 that we have to propose. It is the item (e). It's
18 little (e) there on top of the page, and this is --
19 this simply states "as applicable, Sections 1000.302
20 and 1000.544".

21 MS. GORE: Excuse me. Having served in
22 the preamble committee, there were a lot of changes
23 made to this section. It would be very helpful to the
24 preamble committee, drafting committee, if we could
25 read into the record the final version because what's

MR. ADAMS: I appreciate that, Carol, and we can do that when we finish this section and then I'll do that for you, to the best of my ability, with the understanding that, you know, I might have some mistakes in my notes, also. So, with that being said, the last item was, again, "(e) as applicable, Sections 1000.302 and 1000.544." The intent of this section being added under .512 was just to include what -- in the statement, it says what our performance -- what performance reports are required and it lists all of the things that should be contained in those. These sections also apply to APR, and so we made reference to them, and this was a consensus item

1 coming out of the work group. So, with that, I would
2 call for consensus on this item.

3 MR. COYLE: Is there a consensus? Is
4 there a consensus? No negatives? That's a consensus
5 item. Repeat it, Jason.

6 MR. ADAMS: It currently appears as
7 "(e) as applicable, Sections 1000.302 and 1000.544."
8 Now, in understanding Carol's concern, then as I
9 understand and as I look at this, 1000.512 would
10 consist with the answer yes. The item (a), the item
11 (b), the item (1) under (b), the item (2) and (3)
12 under (b) as they originally existed, not changed;
13 item (c), item (d), item (1) under (d), (2), (i) or
14 (1)(i), (2)(i), and (3)(i) -- or just, it would end
15 there. And then item (3) and then item (e).

16 MR. COYLE: I believe we caught
17 everything that we went through there. So that's a
18 consensus as stated.

19 MR. ADAMS: And now, the work group had
20 one last item, and that is the item that was on -- the
21 last one on your sheets, the last page, last item,
22 1000.220. It says, "What are the minimum requirements
23 for the IHP?" And our suggestion and change there is
24 that "minimum" would be dropped in both the heading
25 and the body of the text there. And also, we added --

1 I believe there was one section there that's
2 underlined, 1000.302, and it's referencing those
3 items. And I believe that is the extent of our
4 changes to that. And .504 -- oh, there it is, yeah --
5 is deleted because that .504 was deleted in its
6 entirety in previous action of the committee. So
7 those are the amendments to .220 and this had
8 consensus coming out of the work group.

9 MR. COYLE: Do we have a consensus on
10 this item, then, 1000.220? Anybody negative? We have
11 a consensus as read.

12 MR. ADAMS: Thank you, Mr. Chairman.
13 That ends the work being presented to the committee
14 from the work group on the IHP/APR. There was one
15 discussion item, I think, Marvin wanted to bring to
16 the floor, so I would turn time over to Marvin.

17 MR. COYLE: Marvin.

18 MR. JONES: Marvin Jones. Towards the
19 end of our work group session, there was a question
20 that I -- that was raised that I should have raised,
21 and it had been brought to me by several others at the
22 last -- at the last committee meeting. And it
23 involves whether or not, because of the changes in
24 program income and the proposed removal of nearly all
25 the federal restrictions, as to whether program income

1 should be required in the report and whether it's
2 included in the Indian Housing Plan and/or in the
3 Annual Performance Report. And I think it needs some
4 discussion, so if we could have not -- if we could
5 have -- maybe refer it to our parking lot group if
6 they would be willing to at least take a look at that
7 and maybe provide some recommendations.

8 MR. COYLE: Any other comments on this?
9 Do you want to hold it up and put it in the parking
10 lot, maybe the last item we come with?

11 MR. KAZAMA: Maybe I'll just
12 (inaudible). Can you clarify that again what you
13 wanted in the parking lot issue as a parking lot
14 issue?

15 MR. JONES: Marvin Jones. The question
16 was: When the IHP/APR form was being developed, it
17 included program income in there as needing to be
18 reported upon, but subsequent to that, in our
19 negotiations, I believe we have a regulation proposed
20 now which essentially removes most of the federal
21 requirements. So the argument was that, if it removes
22 most federal requirements and it removes the
23 requirement to be reported in the APR/IHP, and so the
24 question or the suggestion is that we look at that
25 issue and see whether or not maybe there needs to be a

1 regulation clarifying that program income does or
2 doesn't needed to be reported in the IHP/APR.

3 MR. COYLE: Can you state a regulation
4 or statute on that, Marv, where it's required?

5 MR. JONES: Program income, there are
6 -- there is statutes and regulations where, right now,
7 program income is treated the same as if it is program
8 funds. It's treated with all the federal
9 requirements, but the proposal, I believe, if I'm not
10 mistaken, through our negotiations was that we were
11 going to change the nature of program income, and so,
12 therefore, that suggests that the removal of being
13 treated exactly like block grant funds does at least
14 open the question as to how and if it's going to be
15 reported. But there are specific regulations that
16 currently exist, and then we have our proposed
17 regulation, I think, that reached consensus on program
18 income.

19 MR. COYLE: Marvin, are you calling for
20 a consensus to proceed and bring this up at a later
21 date?

22 MR. JONES: My suggestion is if our
23 parking lot work group would be willing to look at the
24 issue and see whether or not there needs to be a
25 regulation, if they would just consider discussing the

1 issue.

2 MR. COYLE: Yes, Jas.

3 MR. ADAMS: I guess, in my mind, it's
4 kind of begs, then, the discussion of the committee on
5 how we proceed, because I thought the work group
6 actions or activities of the work groups commenced
7 yesterday. And if we're going to -- I guess we need
8 to talk about this afternoon and, if that's going to
9 be part of the schedule for this afternoon, is for
10 that work group to re -- to meet again and talk about
11 this issue. I think just a committee discussion on
12 that on how we proceed from here because we set an
13 agenda that said we had work group meetings and then
14 the work group meeting work would come to the floor.
15 We've completed that now, unless I'm missing
16 something. I think I heard some discussion about some
17 additional work that some folks were doing last night
18 that might need some more time today and then this
19 item has come up. I'm just worried about this
20 afternoon's agenda and how we proceed and if we are
21 finished today, then, you know, there could be some
22 arrangements to go home at an earlier time for some of
23 us.

24 MR. COYLE: Yeah, that's what I was
25 kind of getting at: Is this an acceptable addition?

1 Is there any other comment on this? Marvin.

2 MR. JONES: Marvin Jones. I would like
3 to hear anything else that we still need to do and
4 also request that we -- from last night under Section
5 3, that we would like an hour or so to work in a work
6 group. And maybe if we could take an extended lunch
7 break for those that don't want to participate and
8 reconvene the full committee, I don't know what time,
9 3:00, maybe, or 2:30 or something like that. And then
10 maybe from, like, 1:30 to 2:30 or 3:00 have this other
11 work done on Section 3 and this other issue and
12 anything else that might still be left pending.

13 MR. COYLE: Carol.

14 MS. GORE: Carol Gore. Under the
15 anything else category, I brought up yesterday Issue
16 98. There are hard copies and I think Dave
17 Heistercamp and Jan are both ready to present whenever
18 the committee is willing to entertain them. That's
19 the only issue I have on my list. Thank you.

20 MR. COYLE: If it's acceptable to
21 everybody, we've got two items, Section 3 and LOCCS,
22 and also the addition of this item. Are they
23 acceptable to everybody now? We can take a little
24 extra time then and get all the information that we
25 need to discuss them this afternoon by an extended

1 lunch break. Is that acceptable? So be it.

2 MR. ADAMS: Are we going to take
3 Carol's item first since she's ready and then have an
4 extended lunch?

5 MR. COYLE: Yes. Let's work on that
6 before lunch.

7 MS. GORE: Dave, are you ready to
8 present? We simply identified this as a missing item,
9 so I don't have an opinion or presentation from a
10 committee member. But my understanding is Jan and
11 Dave have been working on it and it's on the screen
12 for you; 1000.12. There are hard copies. If we could
13 get those handed out, that would be great. Thank you.

14 MR. HEISTERCAMP: If we could scroll up
15 so all the red line language is on the board? This is
16 actually a statutory amendment that was omitted from
17 the matrix originally. And if you recall in Denver,
18 by consensus, the committee added this as issue No.
19 98. Under the previous version of NAHASDA, both state
20 and federal tribes were given an exemption from Title
21 6 and Title 8 of the Fair Housing Act, essentially, in
22 order to give Indian preference and reconcile that
23 you're not in conflict with Fair Housing laws for
24 giving Indian preference in your activities. Under
25 the old version of the statute, that had been confined

1 just to your activities under Section 201(b) of
2 NAHASDA, your housing and housing-related activities.
3 In 2008, the statute was amended to specify that
4 federally-recognized tribes are always exempt under
5 their activities in the entire act, not just under
6 Section 201(b), but because the way the law is
7 structured, the Fair Housing Act would never affect
8 federally-recognized tribes. So what we have done is
9 restructured part (d) of 1000.12. And, again, this is
10 issue 98. The statutory section is 201(b)(6), the
11 brand-new amendment to simply reword and clarify that
12 federally-recognized tribes and their TDHEs are never
13 covered by the Fair Housing Act under their -- through
14 actions under NAHASDA, and that state-recognized
15 Indian tribes, the five of them that are grandfathered
16 participate in NAHASDA activities. State-recognized
17 Indian tribes and their TDHEs may provide preference
18 for tribal members and other Indian families pursuant
19 to Section 201(b) of NAHASDA and Section 101(k)
20 relating to tribal preference in employment and
21 contracting. We don't -- we want to be careful not to
22 take away anything that state-recognized tribes
23 participating in NAHASDA now have the ability to do,
24 and the choice was made to specifically reference the
25 sections of the act that talk about tribal preference

1 in providing housing assistance and tribal preference
2 relating to employment and contracting and make it
3 absolutely clear that state-recognized tribes still
4 have the ability to give preference in those areas
5 without running afoul with the Fair Housing laws. And
6 that, again, federally-recognized tribes are going to
7 be completely exempt in any of their housing
8 activities under NAHASDA from application of the Fair
9 Housing laws.

10 MR. COYLE: Dave, this won't conflict
11 in any way with the state laws, will it?

12 MR. HEISTERCAMP: No. This is simply
13 -- generally speaking, anybody that provides public
14 housing assistance would normally be subject to the
15 Fair Housing Act. It's always been part of NAHASDA to
16 realize that, because Indian tribes, because of their
17 political and sovereign status, are allowed to give
18 preference to their own members. Normally, that would
19 be considered a violation of the Fair Housing laws.
20 This is just on the federal enforcement of Fair
21 Housing laws and, in general, most states simply
22 enforce the federal version of the Fair Housing law.

23 MR. COYLE: Carol, you want to ask for
24 consensus on this? Do we have any comments? Yes.

25 MS. GORE: I guess if there are no

1 further questions or comments, I would call for a
2 consensus.

3 MR. COYLE: Do we have a consensus on
4 1000.12? I see no negatives, so we have a consensus
5 on this item as changed. Okay. Blake.

6 MR. KAZAMA: I guess I want a
7 clarification on the meeting in terms of parking lot
8 issues, one, because we'll have two meetings going at
9 the same time. Is that the idea, to have the Section
10 3 meeting, finish up that up as well as the parking
11 lot issue dealing with this? Because I'm wondering if
12 there are members that are in one that want to be in
13 the other, you know, that kind of thing. So how can
14 we do that, or should we just run it all under one
15 thing? I just -- I'm wanting to ask procedurally how
16 you want to handle that. Or if you want to break it
17 up into separate rooms, that kind of thing.

18 MR. COYLE: We've got extra time, only
19 two items. You want to handle it as a discussion
20 here, full committee?

21 MR. KAZAMA: No. I thought we were
22 going to break into work group and parking lot issue
23 -- well, parking lot work group was going to handle
24 it. I'm just questioning whether or not -- you see
25 the other -- the Section 3 came from parking lot.

1 They've been meeting, they need another hour, and, you
2 know, we could have them go off and have them continue
3 to meet while we deal with this other program income
4 issue or take one and then take the next one. That's
5 all I wanted to --

6 MR. COYLE: Okay. Let's -- go ahead,
7 Marv.

8 MR. JONES: Marvin Jones. If I could
9 suggest, it would be good, I think, if -- because
10 you're right that there might be people who want to be
11 involved in both. What I would like to do is for
12 anybody interested, could we -- let's do this like the
13 Section 3 from 1:30 to 2:30 and then from 2:30 to
14 3:00, the other issue and then come back to full
15 committee if we have something to present. And
16 presumably, those would be consensus items and it
17 wouldn't take very long, I think, or something like
18 that. Would that be sufficient time?

19 MR. COYLE: Jason.

20 MR. ADAMS: I guess, in looking at my
21 watch, we're looking at 11:30, so maybe an hour and a
22 half break, just push your schedule back half an hour;
23 start at 1:00, go from 1:00 to 2:00 on the Section 3
24 and then 2:00 to 2:30 on the parking lot and then back
25 here, reconvene full committee at 2:30.

1 MR. COYLE: Yeah, Marv.

2 MR. JONES: We may consider doing the
3 LOCCS thing right now and I would try to consider that
4 being taken until 12:00 if we can do the LOCCS.

5 MR. COYLE: Yeah, we're set up right
6 now to do the LOCCS. Ed, are you ready for your
7 presentations?

8 MR. HAUGEN: Lafe Haugen. We're just
9 visiting with Jad here to see if he's ready to address
10 this issue.

11 MR. COYLE: All right.

12 MR. HAUGEN: With that, I would like to
13 turn the time over for work group F, issue 79(d), to
14 Ed Goodman.

15 MR. COYLE: Ed.

16 MR. GOODMAN: Ed Goodman. The issue
17 that we have left over from work from subgroup F
18 concerns a proposed language for 1000.532(a). We had
19 had some language up on the board that talked about
20 the process that HUD would have to follow in order to
21 terminate, reduce, limit access to payments or to take
22 over a TDHE in the event there was substantial
23 non-compliance, and that process requires a notice and
24 opportunity for a hearing. As part of the discussion
25 in the work group and then at the committee, the issue

1 of a LOCCS edit came up, and there was a disagreement
2 in the committee and -- in the work group and then at
3 the full committee as to whether a LOCCS edit was a
4 type of limitation on the availability of payments
5 that would require a notice and opportunity for a
6 hearing and a finding of substantial non-compliance.
7 HUD's position was that a LOCCS edit did not fall
8 under that provision of the statute and therefore was
9 permissible without notice and opportunity for a
10 hearing. We didn't resolve the issue. We had asked,
11 at that time, that HUD prepare and submit a legal
12 opinion supporting their position for a LOCCS --
13 finding that a LOCCS edit or determine that a LOCCS
14 edit does not conflict with the statutory
15 requirements. And we received that analysis this past
16 weekend and had a chance to look at it last night.
17 Just to summarize, again, the provision of the statute
18 that we're dealing with is Section 401(a)(1) of
19 NAHASDA, and that requires HUD to provide a notice and
20 opportunity for a hearing and a finding of substantial
21 non-compliance before taking any of the following
22 steps: one, terminating payments; two, reducing
23 payments; three -- and this is one at issue --
24 limiting the availability of the payment; and four,
25 taking over the activities of the recipient. This

1 language mirrors language that's in a number of other
2 HUD statutes that govern HUD's activities on the
3 public housing side. There are no cases on point that
4 look at the language in NAHASDA, and so we're without
5 specific case law interpreting this particular
6 provision of NAHASDA. While we received an analysis
7 from HUD's office of general counsel, unfortunately,
8 that analysis doesn't support, at least in our
9 opinion, doesn't support HUD's position that a LOCCS
10 edit is not in conflict with that statutory
11 requirement. It's essentially an after-the-fact
12 rationale of what HUD has been doing for a long time
13 and what HUD wants to continue doing as far as using
14 the process of a LOCCS edit. And to be fair to the
15 HUD office of general counsel who prepared the memo,
16 this is a long-standing practice of HUD to essentially
17 avoid the due process requirements that are set out
18 not only in the 401(a)(1) provision of NAHASDA but
19 also in the public housing side, as well. And we know
20 that this is a long-standing practice of HUD because
21 it's described in the cases that are cited in HUD's
22 memo and in the cases that are cited inside of those
23 cases in HUD's memo. So this is -- this practice of
24 coming up with creative readings of the statute and
25 the processes to avoid due process requirements in the

1 name of agency flexibility is something that's been
2 going on for at least 25 or 30 years with HUD. This
3 is not anything new and these are creative analyses
4 that we see to defend the LOCCS edit simply consistent
5 with that line of reasoning. The HUD memo relies on,
6 largely, a PIH notice that came out in 2009. It's
7 2009-49, and the memo and that PIH notice describe a
8 process that conflicts with the requirements of
9 section 401(a)(1). The process as described in the
10 PIH notice and in the memo describing a LOCCS edit
11 essentially states that HUD can put a condition on
12 your ability to draw down your LOCCS funds -- draw
13 down your IHBG funds through LOCCS and require you to
14 satisfy those conditions before you can have that
15 money released for your use. There are several
16 different types of conditions that are set out in
17 2009-49. The first is that there's monthly thresholds
18 and requirements of supporting documentation. The
19 second, that they can require compliance with
20 environmental review requirements under the statute.
21 Third, that you could be required to submit your APR
22 before funds will be released. Fourth, that you be
23 required to comply with your audit, single audit act
24 requirements before the funds will be released. And
25 fifth, a very broad catch-all that says if there are

1 any documented concerns that HUD has, HUD can
2 condition your continued access to your IHGB funds
3 through your LOCCS edit until you resolve those
4 documented concerns. So unless and until you satisfy
5 those conditions as they are applied to your LOCCS
6 drawdown, you are unable to draw down these funds. In
7 English, this is known as a limit on the availability
8 of payments. That's the language in the statute.
9 When you have language in the statute that is not
10 otherwise defined in the statute and that's amenable
11 to plain English understanding through a dictionary
12 definition, the law requires that you go with the
13 interpretation. I looked up the definition of limit
14 in the Merriam-Webster online. A limit is to assign,
15 limit, or restrict the bounds of. Merriam-Webster
16 defines available as present or ready for available
17 use. So the phrase limit on the availability of
18 payment of funds means that your signing limits are
19 restricting the bounds of the present or ready,
20 immediate use of those funds under the statute, and a
21 LOCCS edit would meet that dictionary definition.
22 HUD's memo describes the LOCCS edit as not conflicting
23 with that language because, under HUD's
24 interpretation, the funds are still available to the
25 recipient so long as the recipient meets the

1 pre-conditions that are set out to resolve the LOCCS
2 edit. While that may be available, that's a limit on
3 the availability. If you cannot withdraw those funds
4 because you have certain pre-conditions, that's a
5 limit on that availability, and, again, it conflicts
6 with the language of the statute. An analogy that all
7 of you would -- might find useful is recertification
8 or annual certification paperwork that you require
9 from your tenants. You cannot tell your tenants that
10 we're going to lock you out of your unit until you
11 provide that certification and say well, your unit is
12 still available to you; so long as you turn in that
13 recertification paperwork, you can have the keys to
14 get back into that unit. Your tribal court, or if
15 it's a state court that has jurisdiction, would slap
16 you down for self-help -- locking someone out of their
17 unit. The unit is not available if there's a
18 condition on accessing that unit based on submitting
19 paperwork. And that's essentially what, as I read it,
20 what HUD's argument is. The end of the memo seems to
21 acknowledge the problems with this particular line of
22 argument and comes up with yet another creative
23 concept which is to say that HUD has the authority to
24 do what they're calling now a pre-drawdown monitoring
25 and state that, because HUD has the authority to do

1 monitoring, that that monitoring can be done as part
2 of the pre-drawdown process, and if problems are
3 identified as part of that pre-drawdown monitoring,
4 that a LOCCS edit is the appropriate means of
5 addressing those concerns as they are raised in that
6 pre-drawdown monitoring process, and HUD cites
7 specifically to Section 1000.526 of the regulations.
8 .526, of course, of the regulations deals with the
9 entirety of the monitoring and enforcement process
10 and, under the normal procedure under that section of
11 the regulations, if there is a monitoring finding,
12 then HUD has the authority to take certain actions
13 and, if there's a finding of substantial
14 non-compliance after notice and opportunity for a
15 hearing, they can limit the availability of the
16 payments. There's nothing in the statute or in the
17 regulations that say because you're doing it before
18 the funds are released that you don't have to go
19 through the notice and opportunity for a hearing
20 process. The cases that HUD cites in the memo, in
21 fact, undermine HUD's own argument in the memo.
22 There's a case in the memo that describes a dispute
23 between HUD and the city of Boston back in the 1980s
24 in which HUD terminated a grant to the city of Boston
25 before any payments were made under that grant and did

1 not provide a notice and opportunity for a hearing to
2 the city. The city sued HUD, said that was a
3 violation of the mirror provision under the HUD public
4 housing side statute that requires a notice and
5 opportunity for a hearing prior to terminating,
6 reducing, or limiting access to funds. HUD's argument
7 was that's not terminating because terminating
8 payments assumes that payments have already started.
9 And the court rejected that particular line of
10 reasoning as hypertechnical in an attempt to get
11 around what Congress clearly intended was the due
12 process requirements of the statute, and in doing so,
13 they specifically pointed to the language in the third
14 part of that test, which is limiting the availability
15 of funds, which they -- the court found was -- the
16 idea of that language was to prevent HUD from
17 limiting, reducing, or terminating funds prior to
18 notice and opportunity for a hearing. There's some
19 other language in that case where the court rejected
20 and rebutted HUD's argument, saying we've been doing
21 it this way for a long time and therefore we should be
22 essentially permitted to continue to go on with this
23 same type of process. And the court in that case
24 pointed out that HUD had not, at that point, in the
25 11 years of the existence of that due process

1 provision, never had provided notice and opportunity
2 for a hearing in these types of cases but had come up
3 with other creative ways to avoid it, found that was
4 unacceptable, cited another district court case that
5 said that kind of creative reading was unacceptable.
6 And, further, the case undermines HUD's concept of
7 pre-drawdown monitoring as a means to limit funding
8 before you receive it by stating that there's no
9 special reason in the statutory language or history
10 why Congress would have wanted to withhold these due
11 process protections during an earlier phase; in other
12 words, before the funds are actually released. The
13 other case that's cited by HUD is this case involving
14 the city of Kansas City in a dispute with HUD, in a
15 case that's pretty closely analogous to the LOCCS edit
16 issue here. In that case, there was a concern by HUD
17 that the city of Kansas City had been in
18 non-compliance in prior years and the city -- and HUD
19 put a condition on the city's drawdown of their
20 current year. They put a number of conditions,
21 including requirements that the city provide paperwork
22 concerning the use of the funds under that prior grant
23 before they would release the new grant. And, again,
24 the courts struck that down as an attempt to
25 creatively get around the notice and opportunity

1 requirements of the statute. They essentially said --
2 the court said that the net effect of imposing those
3 special conditions was to reduce immediately the grant
4 and, if it's done immediately in that manner, then
5 Congress intended that the recipient -- in that case,
6 the city of Kansas City -- has the right to a notice
7 and opportunity for a hearing. And that decision,
8 again, talked about the importance of the due process
9 requirements in the statute. And the thread that you
10 see throughout these cases is that HUD had been
11 avoiding, wherever it could, the notice and
12 opportunity for hearing requirements in the provisions
13 of housing law that mirror 401(a)(1). And the city of
14 Kansas case concludes with the statement, and I'll
15 quote, "When a statute dictates that parties receive
16 notice in a hearing, the provision of those basic
17 procedural rights is not left to be decided by
18 administrative flexibility." And, essentially, that's
19 the argument that HUD has put forward in its memo
20 concerning the LOCCS edit. Those five different
21 conditions that HUD feels it has the authority to use
22 as a means of imposing a limitation on the
23 availability of payments to your housing authority, to
24 your tribal housing program, cannot be done simply
25 because it's easier or a more flexible means for the

1 -- for HUD to ensure that there's compliance. If HUD
2 thinks that there's non-compliance with these
3 statutory requirements, they cannot force you into
4 complying with you by editing -- and I use their term
5 -- editing your LOCCS account, which, in plain
6 English, would be a hold or a limit on your account
7 until you satisfy those requirements. And, again,
8 I'll sum this up by saying that, in the PIH notice
9 2009-49, there's a set -- they set out those five
10 separate areas. The first one, arguably, where the
11 paperwork that they're requiring is directly related
12 to the drawdown request arguably has some support
13 because you're saying that -- sort of analogous to a
14 reimbursement type of process that, if you are asking
15 for those funds, you need to show the paperwork that
16 justifies your specific receipt of those funds. But
17 to condition your receipt of those funds on paperwork
18 showing environmental review, showing an APR has been
19 done, showing that your single audit has been done, or
20 showing that you have resolved other concerns that HUD
21 has documented to you is simply, in my opinion,
22 legally insupportable by the statute and by the cases
23 that HUD itself cites. So we -- to circle this back
24 around to where we started, in the work group, the
25 tribal representatives had proposed language that

1 would have clarified that HUD could not take steps to
2 limit, reduce, or otherwise terminate or otherwise
3 restrict access to your funds other than going through
4 the process that's essentially set out at 401(a)(1),
5 and HUD's objection to that language was that that
6 would prevent them, the way we had drafted it and
7 intentionally so, to prevent them from using the LOCCS
8 edit process in the manner that they have proposed and
9 had been using it as described in 2009-49. Thank you.
10 Jad.

11 MR. COYLE: Thank you, Ed.

12 MADAM SECRETARY: I'm going to just
13 start a little bit to tee this up and then I'll let
14 the lawyers duke it out. I am not an attorney.
15 Although I did want to react to a couple of things. I
16 do believe that we each -- I do object to the term
17 creative analysis. However, be that as it may, I will
18 say that's a little bit of legal hyperbole, and that
19 the argument is a bit circuitous. But I -- so I have
20 turned to Jad and said basically we're being asked to
21 be legally illogical, I think is how I would term it.
22 I think that, on both sides of this issue, that
23 attorneys will get you where their client wants to be.
24 And I would suggest, as much as it's been suggested on
25 your side, that's what this opinion does. I would

1 counter that it's also what Ed's opinion does, as
2 well. So, with that, if people want to discuss it, I
3 just need to hear more about back and forth and would
4 want to take it all under advisement at this point.

5 MR. COYLE: Thank you, Sandra.

6 MR. ATALLAH: Jad Atallah with HUD. I
7 think the memo pretty much lays out our argument, and
8 the issues that Ed raised are obviously issues with
9 the memo. But if you want to get our official
10 position on the legal authority to use LOCCS edits,
11 it's really in the memo, but I'll just touch on a
12 couple of quick questions. I think -- I think we have
13 to look at the entire statutory provision itself
14 rather than look at the first couple of words and try
15 to decipher what it means. What the statute says is
16 that a notice and opportunity for hearing is required
17 when HUD seeks to limit the availability of payments
18 under this act to programs, projects, or activities
19 not affected by such failure to comply. So far, when
20 we've been debating this issue, we've been saying
21 well, what is the meaning of limiting the availability
22 of funds, but, really, we have to look at the entire
23 provision. What this provision really is talking
24 about is situations where HUD says okay, we've
25 identified that you carry out a certain activity

1 poorly, such as, say, housing rehab. So from now on,
2 you can't do housing rehab, you can only do other
3 types of activities. That will be sort of the
4 situation where we're limiting the availability of
5 payments to certain things but not other things
6 because we've identified some concerns. What we're
7 doing here simply is not that. It's really just a
8 change in the method of payment. And I think we've
9 sort of elevated it in the discussions what a LOCCS
10 edit really is. All it is is this flag that goes up
11 in the system when one of these conditions are met,
12 one of these factors are met, which basically requires
13 some additional layer of verification on the part of
14 OMAP staff. It's not us going up to you and saying
15 you can't carry out housing rehab. It's simply us
16 saying before you can draw down these funds, we either
17 have to give it a second look or we simply have to --
18 we simply require to you submit some sort of
19 supporting documentation to show us that, in fact,
20 what you're going to use the funds for is, in fact,
21 allowable. And the term availability, limiting the
22 availability of funds, our position is that funds are
23 not available for unallowable purposes. One good
24 thing that comes out of LOCCS edits is that, when
25 we've identified these concerns, we save a lot of

1 things. I know Ed talked about the cases. There were
2 three cases. All of them dealt with statutes that
3 authorized the EBG program, and, really, the language
4 is very similar. It does mirror it. And the point in
5 the memo in citing those cases, first of all, was to,
6 in the interest of being open, provide what our
7 research has, you know, shown us, which is that
8 there's one statutory provision that really does
9 mirror NAHASDA, and these are the cases. But every
10 single one of those cases is very clearly
11 distinguishable. There's a triggering event that
12 requires notice and opportunity for a hearing, and it
13 really depends on the nature of HUD's action. In all
14 the cases that Ed spoke about, the three cases, two of
15 them were situations where HUD outright terminated
16 grants. We're not contesting that that would trigger
17 a notice and opportunity for hearing because, like the
18 statute says, when HUD seeks to terminate payments
19 under this act to the recipient, we need to give you
20 notice and opportunity for a hearing. The third case
21 involved conditioning where HUD simply stated we're
22 not going to sign a grant agreement with special
23 conditions unless you agree to the following
24 conditions. That means that we're not even going to
25 obligate those funds. To us, yes, that's the sort of

1 condition where funds are not being provided to the
2 recipient and you have to provide them with notice and
3 opportunity for hearing before you do that. A LOCCS
4 edit is so much less than that. It's just a flag in a
5 computer system that we're not even required to use
6 that simply says provide us with documentation to
7 support your expenditures in certain cases, whether
8 it's the monthly threshold that gets triggered or
9 whether there are compliance issues. So that's our
10 position. I think one thing that could be helpful,
11 perhaps, is that this really came about because of
12 work group F. Ed had proposed some language to the
13 now still incomplete enforcement regulation that we
14 were working on. But I don't see that the language is
15 up there, but essentially what it does is say
16 something like restrict; right? I guess it's just
17 further down. I think it says something along the
18 lines of restricting funds, including restricting
19 funds and so forth, and the idea is restricting funds
20 would be a LOCCS edit. So I don't know. You know,
21 we've stated two opposing legal positions, and I don't
22 know how the committee wants to go about dealing with
23 it, but that's essentially our position on it.

24 MR. COYLE: Marv.

25 MR. JONES: Marvin Jones. So somebody

1 needs to call for a consensus or some language and
2 then we proceed.

3 MR. HAUGEN: Lafe Haugen. As noted,
4 our proposed language is on the board. And with that,
5 I'd call for a consensus.

6 MR. COYLE: All right. Do we have a
7 consensus on this item? We need to have that read out
8 if it's a short one.

9 MR. HAUGEN: The language that we're
10 proposing would read -- under 1000.532 states,
11 "whatever other remedial actions that HUD make take in
12 the event of a recipient's non-compliance: (A), where
13 HUD makes a determination of non-compliance that is
14 not substantial as defined in 1000.534 and except as
15 provided in subsection (b), HUD may, after providing
16 reasonable notice to the recipient in writing of the
17 action it intends to take and providing the recipient
18 an opportunity to resolve the non-compliance, take any
19 appropriate action to cure the non-compliance other
20 than an action that would in any manner terminate,
21 reduce, limit, or restrict the recipient's access to
22 IHBG funds, including but not limited to the remedial
23 actions for substantial non-compliance provided in
24 subsection (c)."

25 MR. COYLE: Do you want to hold this

1 off for a consensus vote until we return from lunch so
2 we all have a chance to read this? Let's have a
3 consensus, then. All in consensus for the item?
4 Those not consenting? I was trying to ask Rodger what
5 did Fonzie used to do? All right. It's a
6 non-consensus item as such. Before we break for
7 lunch, I've got one item I'd like to get to before we
8 forget it again. We've got minutes from the last
9 meeting in draft form, NAHASDA Reauthorization Act of
10 2008 for July the 20th to the 22nd in Seattle. Is
11 there anybody in disagreement with the draft in any
12 way on our minutes? Do we have a consensus on the
13 draft minutes? Anybody against? Thank you. Let's
14 get out of here. Come back at 1:30. Excuse me.
15 Carol.

16 MS. GORE: Before anyone rushes off at
17 lunch thinking our work is done and changing your
18 return reservations to home, I do want to remind the
19 committee that we have a responsibility to approve the
20 final preamble. That's not to change any decisions
21 we've made, but to make sure the preamble accurately
22 represents our work. So when our work is complete
23 today, hopefully, the preamble committee will then
24 take on the burden of completing the preamble. I have
25 a suggestion on how we might address that. I've

1 talked to the chairs of the other work groups and my
2 suggestion is, once the preamble is ready in hard
3 form, we could break into a preamble committee but
4 subgroups based on those work groups who could then go
5 through the preamble for the items that came to the
6 committee and make sure that the work in that preamble
7 accurately represents their understanding of the work
8 of the committee before it comes to the committee for
9 final approval. Otherwise, we may find ourselves
10 going page by page. I do think it's accurate based on
11 our review yesterday, but it does not yet encompass
12 the work that we've done today or yesterday. So we
13 will have work to do tomorrow based on what I've heard
14 today, and I want to make sure that we keep the
15 committee together for that. Thank you.

16 MR. COYLE: I'm sorry I didn't bring
17 that up, Carol. I've got a short memory nowadays.
18 Blake.

19 MR. KAZAMA: Clarification: That is
20 work group A, B, C, D, E, and F. And also, looking at
21 the time, I guess we'll go with Marvin's time frame in
22 terms of 1:30 for Section 3 and then 2:30 for parking
23 lot just so parking lot committee people know when to
24 report down there. So it will be 2:30 to report to
25 Governors 4, where we'll --

1 MR. COYLE: Yes, Karin.

2 MS. FOSTER: I realize we already
3 approved the draft minutes, but just for the
4 assistance of the person finalizing these, there are
5 references in here to Tuesday afternoon, June 8, which
6 I think need to be updated to July 20th. Some of the
7 dates needs to be fixed in the draft.

8 MR. COYLE: I'll get that to them and
9 make the changes. Thank you. Marv.

10 MR. JONES: Marvin Jones. I was
11 wondering if there's -- will this room be open at 1:30
12 so that people don't have to move here and there? Can
13 we use this room from 1:30 to 3:00? Is that okay,
14 Blake?

15 MR. KAZAMA: Yeah, I guess -- yeah, I
16 think that would be okay. I'm just wondering what the
17 rest of us will be doing while parking lot -- no, I'm
18 part of the parking lot group. What everybody is --
19 is everybody going to come back and participate with
20 the parking lot committee?

21 MR. COYLE: I would imagine most of
22 them will be right here. That way, we can control the
23 time. If we finish before the one hour, we can run
24 right into the other side, and we could possibly get
25 this over with a lot sooner. So let's break for

1 lunch. 1:30, we'll be back.

2 (A recess was taken from 12:00 to 3:21
3 p.m.)

4 MR. COYLE: Blake.

5 MR. KAZAMA: Yes, Mr. Chair, just for
6 informational purposes, rather than going into the
7 parking lot subcommittee or work group, we thought we
8 would take the issue that Marvin brought to the table
9 before we broke into our subwork group, that we would
10 deal with program income at the committee level, and
11 it shouldn't take much time. And so I guess for
12 people who are not here, there are committee members
13 who are not here -- and maybe because they are
14 assuming that we are going into the parking lot work
15 group, but instead we are omitting that and going
16 directly into our work -- our committee.

17 MR. JACOBS: Okay. Before we do, I
18 would like to do one thing. You have a nice bag of
19 wild rice here, and let's give a round of applause to
20 Robert Durant for this beautiful gift here, okay? One
21 of the other things that we didn't do and I didn't
22 think about it until on this trip here in Minnesota,
23 there are a number of tribes here in the state, and I
24 asked Robert to name the tribes that live here in
25 Minnesota. So Robert, could you do that very quickly?

1 MR. DURANT: Thank you, Leon. As you
2 said, we have a number of tribes in Minnesota, and
3 we're very diverse in culture. The largest of the
4 tribes is the reservation that I'm from. It's the
5 White Earth reservation. We have a population or
6 enrollment of about 20,000. Then, next would be the
7 Leech Lake reservation, Red Lake, Mille Lacs, Bois
8 Forte, Fond du Lac, Grand Portage, Upper Sioux, Lower
9 Sioux, Prairie Island, and Prior Lake. So we have a
10 lot of tribal people living in Minnesota. One of the
11 different types of things that I really haven't seen
12 around the country is -- well, Minnesota is almost
13 unique in a way. We have one reservation that is a
14 closed reservation: That's Red Lake, and we're all
15 Ojibwe. And then we also have six other Ojibwe or
16 Chippewa tribal governments that we are all under one
17 tribal constitution. So that's just a little bit of
18 your demographics of what we have in Minnesota. And
19 then Leon asked me to explain or talk about the rice.
20 And what I -- the reason why I brought the rice is
21 because it's a small -- I know it's only a small token
22 of appreciation, but it's something that's very
23 cultural for North Woods tribal governments and
24 people, and the rice that I've passed out and I'm glad
25 I had enough to give to people in the audience. I

1 thought that would only be appropriate. The rice that
2 everyone has, it's done traditionally yet. It's still
3 done by traditional ways. We have canoes and
4 push-pulls and rice ponders, and we go out. It's at
5 about this time of the year is the new season, and the
6 harvest moon is going to be happening. And all we do
7 is we gather this into our canoes and then we take it
8 in for processing. There's a lot of traditional ways
9 of doing it. They heat skillets outside and then
10 there's jaggging to get the chaff off of it. Or we
11 take it into certain places and they do it with
12 machines. The good thing about what we are still able
13 to do and we really try to protect on our reservations
14 is to make sure that other companies don't get too
15 many of these genetic types of wild rices involved
16 with our natural lakes. So we work very actively to
17 keep that from happening. The real wild rice is kind
18 of expensive because there's a lot of difficulty in
19 gathering and getting it out to the people. And it's
20 very nutritious. If you read about it on the
21 Internet, it will tell you some of the best health
22 factors. If you ate a lot of it, you'd be a really
23 healthy person. But anyway, it's a real good thing.
24 So I really wanted to share something that we have
25 that's close to us with everybody around the country.

1 So I just want to thank you for all your hard work.

2 MR. JACOBS: Okay. Thank you, Robert,
3 very much. So we are going to continue with the
4 parking lot issues, and Marvin is going to bring up
5 the next issue.

6 MR. JONES: Marvin Jones. We don't
7 happen to have any salmon that could go with this, do
8 we? No, I'm teasing. This was -- this particular
9 issue is not the salmon, but program income was
10 brought to me by somebody not on our committee, but it
11 made sense to me, and I want to bring it forward.
12 Obviously, if we have objections to it, then at least
13 we brought it forward to be considered. In our
14 negotiations, we have a new proposed regulation
15 1000.64 that reached consensus, and I'll just read it
16 to you. 1000.64, "What is the permissible use of
17 program income? Program income may be used for any
18 housing or housing-related activity and it's not
19 subject to other federal requirements." Question that
20 was brought to me is then we don't need to report it
21 then because reporting is a federal requirement. And
22 that made sense to me to at least bring it up and ask
23 the question and see if that was, in fact, the case:
24 that it doesn't need to be a reporting requirement.

25 MR. COYLE: You finished, Marvin? What

1 is the position of the committee? Do you want to try
2 for consensus now or discussion?

3 MADAM SECRETARY: 1000.64?

4 MR. JONES: Yes, it's a new one that
5 has reached consensus here, so it won't be in the
6 current regulations, I believe. I'm using the --

7 MADAM SECRETARY: (Inaudible).

8 MR. JONES: This is the compilation of
9 all of our changes, including the preamble and all
10 that. It's in that document is where I'm referencing.
11 This is the one dated August 13th. Do we have it?
12 Again, this should be in the handout that was sent to
13 us previous to the meeting and I think we got copies
14 while we were at the meeting of the whole document,
15 and it's included -- that's where I'm reading off of.

16 MR. COYLE: Yes, Carol.

17 MS. GORE: I could also help. If you
18 have a copy of the preamble, it's on page 31. That
19 also captures the final language of 1000.64.

20 MR. JONES: That's what I'm reading off
21 of, yeah, page 31. So if I could -- and so I want to
22 get a reaction from HUD, of course, and other
23 committee members as to -- again, I thought it was a
24 logical -- it followed the logic of this, to me, but I
25 would like to hear if, in fact, that's the case or

1 not.

2 MR. COYLE: Yes, Madam Secretary.

3 MADAM SECRETARY: Marvin, could you
4 restate the issue? Because I'm not following.

5 MR. JONES: Okay. Let me first -- just
6 for the benefit of everybody, I'll read it again.
7 "Program income may be used for any housing or
8 housing-related activity and it's not subject to other
9 federal requirements." So the interpretation was this
10 other federal requirement that it's not subject to,
11 does that include not reporting, reporting and putting
12 it in the IHP? Putting it in the APR was the question
13 that was asked of me. I guess another way to restate
14 would be, is reporting one of those federal
15 requirements that program income is not subject to?

16 MR. KAZAMA: Mr. Chair?

17 MR. COYLE: Yes, Blake.

18 MR. KAZAMA: I was wondering, then,
19 Marvin, do you have language to add to that, to .64?
20 I mean, if you do, we have to bring it back up by
21 consensus and deal with it that way. Or what are you
22 proposing in terms of language?

23 MR. JONES: I have nothing except a bag
24 of rice, sir. I'm just asking the question right now.
25 And if there's -- if this is a misinterpretation, then

1 we'll simply drop it. But if it's not and it's a
2 legitimate issue, then I think we can crack maybe even
3 a different section. It doesn't have to be .64; maybe
4 that exempts us from having to get consensus from
5 bringing it up because it would be a new regulation,
6 potentially.

7 MR. KAZAMA: Mr. Chair, I guess the
8 reason I'm asking that is it might even be apart -- be
9 appropriate to put it under the IHP section of it
10 versus this section, you know, if we're not going to
11 be including it.

12 MR. JACOBS: Marvin.

13 MR. JONES: And we may not even need
14 anything. If, in fact, no, it doesn't apply, then we
15 can rely upon just that regulation in and of itself,
16 too.

17 MR. JACOBS: What is the pleasure of
18 the committee?

19 MR. JONES: Do we have one of those
20 Jeopardy clock things?

21 MR. JACOBS: Blake, do you want to go
22 ahead and make any recommendations or just leave it as
23 is from the parking lot committee? Larry.

24 MR. COYLE: Well, by reading 1000.62
25 right in front of us, the limit is only 25,000, and so

1 they're in conjunction with each other, aren't they?

2 MR. JACOBS: Karin, you had a question
3 or comment?

4 MS. FOSTER: Well, my only comment was
5 going to be the language in 1000.64 seems sufficiently
6 broad for my comfort level.

7 MR. KAZAMA: Mr. Chair, I read that. I
8 think it's broad enough, then -- you know, the
9 question is still on the table in the sense of whether
10 or not we cannot include that or track that in our
11 IHPs. So this addresses that, as well. It's not
12 subject to federal requirements. It's broad enough
13 that -- but for us, then, who would not do that, we
14 don't want to be dinged later for not having that in
15 our IHP tracks. So that's why -- somewhere, we need
16 some sort of clarification on it.

17 MR. COYLE: I truly think that there
18 should be some new wording there because you can go up
19 to \$25,000 and it's not considered program income, and
20 then if you go -- such funds may be retained but will
21 not be considered to be or treated as program income,
22 then you go right into .64, program income may be used
23 for any housing or housing-related activities not
24 subject to -- where do you start and where do you
25 stop? Marv.

1 MR. JONES: Maybe if I could help on
2 that discussion? If it's 25 -- if it's not -- it
3 doesn't meet the 25 threshold, you don't even have to
4 worry about using that money for housing or
5 housing-related activity. If it is, you know, you do
6 earn more than the 25,000, then you have one
7 stipulation: It is program income and you have to use
8 it for housing and housing-related activities. If
9 it's less than the 25,000, then it's essentially like
10 proceeds of sale. It's just non-program income,
11 whatever you want to call it. It just doesn't have
12 any kind of requirements.

13 MR. JACOBS: Sandra.

14 MADAM SECRETARY: I'm not sure .62 and
15 .64 are meant to be read together, for the .64 grows
16 out of the .62. Because .62 talks about if you get
17 less than \$25,000 and what you -- it's not -- you can
18 keep it, but it's not considered program income. .64
19 really talks about any program income. That's not --
20 the \$25,000, I don't think, was meant to modify
21 anything in .64. In addition, if you're using your
22 money for any program -- any income for housing or
23 housing-related activities, you do have to report on
24 it. So I'm not sure how to read these, either
25 together or separately. I think they are confusing.

1 I would also say to you that not reporting, because of
2 how broad this language is, I don't know if it will
3 ever go through internal clearance at HUD, to tell you
4 the truth; just want to lay it out there for you. So
5 you might want to just leave it the way it is. It is
6 broad and see if it goes through rather than trying to
7 tinker with it. I just don't know.

8 MR. COYLE: Marvin.

9 MR. JONES: Marvin Jones. And I was
10 just getting ready to suggest that; you know, just
11 leave it as is and we can deal with it at some point
12 later. And we brought the issue up in case it does go
13 through, then we can deal with it at that point. I
14 would suggest we leave it as it is.

15 MR. JACOBS: Okay. You hear the
16 recommendation from Marvin. What is the consensus of
17 the committee? Larry.

18 MR. COYLE: I'm not -- I'm still not
19 comfortable with it. A hypothetical, SCAS Homes,
20 Mutual Hill Rental, that money that you get on that
21 side of the formula can go into program income and you
22 do not have to keep track of it and you can use it for
23 housing and you can build houses with it, but it's
24 still not reported. Your houses from that money isn't
25 reported down the line, and yet you can -- on the need

1 side, you can create a need without reporting the
2 program income. Am I making sense?

3 MADAM SECRETARY: So if you look at
4 .64, when you use your program income, regardless of
5 how much it is or isn't, for any housing or
6 housing-related activity, you're required in other
7 parts of statute under financial resources on the IHP
8 that you've got to have an operating budget that
9 includes an identification and description of the
10 financial resources reasonably available to the
11 recipient to carry out the purposes of this act,
12 including an explanation of the manner in which
13 amounts made available will leverage additional
14 resources, et cetera, and the uses to which these
15 resources will be committed, including eligible and
16 required affordable housing activities under Title 2
17 and administrative expenses. So I think that,
18 regardless of what amount we're talking about under
19 1000.64, when you use the income for housing or
20 housing-related activity, you're subject to reporting
21 in the IHP under financial resources.

22 MR. COYLE: I still feel uncomfortable,
23 but I think that answers the question.

24 MR. JACOBS: Okay. Jack.

25 MR. SAWYERS: Let's just get it through

1 OMB and we'll make a side deal here. I suggest we
2 leave it alone.

3 MR. JACOBS: The recommendation has
4 been by two of the committee members to leave it as
5 is. What is the pleasure of the committee? Marvin.

6 MR. JONES: I call for consensus of
7 doing nothing.

8 MR. JACOBS: All right. What is the
9 pleasure? Everybody agree that you leave it? All
10 right. Any objections? Thank you. Anything else
11 from your committee? Yes, Blake.

12 MR. KAZAMA: Yes. Mr. Chair, could we
13 put 1000.42 up on the screen and also hand out hard
14 copies of 100.42? If you recall, this is concerning
15 Section 3, not Section 8. Also, Marvin, do you want
16 to speak to this, the changes?

17 MR. JACOBS: Marvin.

18 MR. JONES: Marvin Jones. I think
19 there's a number of people that can speak to it
20 because of the cooperation of the people involved:
21 the HUD staff, the HUD attorneys, and the tribal
22 people involved, so I would like to defer to whoever
23 wants to take credit or blame for it. Somebody -- you
24 guys want to do it? Yeah, Melissa.

25 MS. PINGLEY: Do you want to give your

1 eloquent background, Marvin, that you did earlier and
2 then I'll dive in with the substantive stuff?

3 MR. JONES: No.

4 MR. PINGLEY: All right. Then I'll
5 give an ineloquent background. Melissa Pingley,
6 attorney with HUD. So the Section 3 requirements are
7 generally about providing opportunities for employment
8 and contracting to low-income housing residents. It
9 applies to all of HUD's programs. After much
10 discussion over the past two days, we came up with two
11 provisions aimed at making more clear how tribes can
12 comply with Section 3 and how it applies to tribes,
13 particularly in light of the statutory amendment that
14 provides for tribal preference. So the two provisions
15 that the work group recommends adding, the first one
16 is subsection (c). If we can scroll to get subsection
17 (c) up on the board. So let me back up just a little
18 bit. Subsection (a), as it reads now, says that
19 recipients must comply with Section 3 and it says to
20 the maximum extent feasible and consistent with the
21 Indian Self-Determination and Assistance Act, so
22 Indian preference. That's the way the regulation is
23 now, but when the tribal preference statutory change
24 is made, we also want to try and get language in that
25 affords the tribe the opportunity to apply their

1 tribal preference laws that they have adopted. So
2 going back to see the proposed language. The language
3 is "recipients meet the Section 3 requirements when
4 they comply with employment and contract preference
5 laws adopted by their tribe in accordance with Section
6 101(k) of NAHASDA." So the idea here is that, if the
7 tribe has adopted their employment and contract
8 preference law and they comply with that by providing
9 these opportunities to their tribal members for
10 employment and contracting, they are meeting the
11 requirements of Section 3. That's the intent of that
12 provision. The intent of the next provision is a
13 little tricky to explain. Section 3 is broken up into
14 two separate categories. There seems to be some
15 confusion about where recipients fit, which categories
16 they fit into. The first category under Section 3
17 talks about public and Indian housing agencies, but it
18 is specifically limited to those who receive funding
19 under the 1937 Act. The Act was passed 1968 and it
20 hasn't been amended since NAHASDA was passed. So even
21 though it says Indian housing agencies, we're only
22 talking about funding under the '37 Act. So we added
23 this provision (d) in hopes of making it clear that,
24 even though it says Indian housing agencies, that is
25 not applicable to our recipients. Instead, our

1 recipients fall under this catch-all category of other
2 programs and that gives several different benefits to
3 the tribes. One is, if you fall under the public and
4 Indian housing agencies, there's no threshold for when
5 Section 3 applies, unlike the \$200,000 threshold that
6 we have in subsection (b). So that's one reason to
7 make clear that our recipients fall under that second
8 category of other programs. Some of the other
9 benefits is that the other programs category is more
10 limited to what types of activities kick in the
11 Section 3 requirements. So that, in a nutshell, is
12 the broad overview of the two provisions that are
13 being proposed.

14 MR. JACOBS: Any questions? Blake, are
15 you asking for a consensus?

16 MR. KAZAMA: Yes. Call for a
17 consensus, please.

18 MR. JACOBS: Consensus, everybody?
19 Anybody objecting? Okay. Thank you very much.
20 Blake, any other issues?

21 MR. KAZAMA: You know, I guess we were
22 looking at ideas or options of parking lot issues, and
23 I would have Tim maybe explain one. Remember we asked
24 from the floor people to come and share ideas of
25 parking lot issues of concern? So Tim is bringing one

1 to the table for us to consider.

2 MR. HUMPHREY: There was included on
3 that list -- I mean, that chart, we had a bunch of
4 parking lot issues. There was an issue related to --
5 mind is elsewhere right now -- the force account.
6 We've had a lot of the clients that I work with that
7 are really concerned that force-account employees are
8 included within the requirements for Davis-Bacon
9 wages. Now, of course, the easy way to take care of
10 this is to adopt tribal wage standards. We've got
11 quite a few tribes that don't want to adopt the
12 standards because they are afraid that it will raise
13 tribal wages. So what we would like to see is an
14 exception added to the Davis-Bacon requirements in the
15 regulation that exempts force-account workers from
16 Davis-Bacon wages.

17 MR. JACOBS: Where do you place that?

18 MR. HUMPHREY: Well, I don't have it in
19 front of me, but, in the regulation, there's a very
20 specific provision on Davis-Bacon that explains the
21 extent to which it is required.

22 MS. MARASCO: Can I ask why they're
23 reluctant to pass a wage rate?

24 MR. HUMPHREY: Because usually, when
25 they -- if they do a tribal wage rate that is

1 commensurate with the trades, it is causing problems
2 with their own tribal employment. It's raising
3 standards that they don't want to meet. So it's kind
4 of hard to get carpenters for you under a tribal wage
5 rate when the tribal standard is \$8 an hour. And the
6 tribe does not want to do that; they don't want to
7 increase the wages for their regular tribal employees.

8 MR. JACOBS: So what you're saying is
9 the Davis-Bacon comes in higher than they want to --

10 MR. HUMPHREY: Much higher.

11 MR. JACOBS: Karin.

12 MS. FOSTER: If we want to put that up
13 on the screen, it's 1000.16 in the regulations.

14 MS. MARASCO: Here's my point, Tim: If
15 they adopted a wage rate at that level, then it would
16 apply across the board.

17 MR. HUMPHREY: That's what they don't
18 want. Well, they don't want -- okay.

19 MS. MARASCO: But they want the
20 contractors to pay Davis-Bacon, but they don't want to
21 themselves?

22 MR. HUMPHREY: No. What they want to
23 do is to be able to pay their force-account workers
24 according to the tribal housing authority wage scale
25 without modifying the tribal wage scale. So the

1 housing authority would establish their wages, but
2 because it wasn't adopted by the tribe, it doesn't fit
3 into the exemption for the tribal wage scale. Okay?
4 So the housing authority has a higher level right now,
5 but it's less than Davis-Bacon.

6 MS. MARASCO: Okay. So in order to get
7 a tribal wage rate, that has to be done by the tribal
8 government.

9 MR. HUMPHREY: Yes.

10 MS. MARASCO: Is this something the
11 housing authority is doing without the sanction of the
12 tribes?

13 MR. HUMPHREY: No. The housing
14 authority is allowed to establish, under their
15 ordinance, their wages, but the way this exemption is
16 set, the establishment of the wages by the tribal
17 housing entity is not sufficient. It has to be
18 something adopted as a tribal wage scale. The tribes,
19 several of them, do not want to adopt a tribal wage
20 scale because they're afraid they then would have to
21 apply it to their employees, as well, and they don't
22 want to.

23 MS. MARASCO: Even though their
24 ordinance (inaudible) the difference between tribe and
25 housing authority?

1 MR. HUMPHREY: The tribal wage scale as
2 contemplated under NAHASDA right now is a tribal wage
3 scale that would apply to construction jobs or
4 whatever. The problem is the tribe does their own
5 construction work and they are not required to pay
6 Davis-Bacon or anything else close to Davis-Bacon, so
7 they will not adopt a wage scale that goes across the
8 board, but they do not object to the housing authority
9 to establish their own wages.

10 MR. JACOBS: Larry.

11 MR. COYLE: The best way for them to
12 alleviate that problem is to state that you can't pay
13 anything less than that wage scale and sell that to
14 the tribe that way.

15 MR. HUMPHREY: I think, you know,
16 across the board, it would be just easier to exempt
17 force-account workers who are employees of the housing
18 entity or the tribe from the application of
19 Davis-Bacon wages.

20 MR. JACOBS: Sandra.

21 MADAM SECRETARY: I think if you have
22 force-account employees who are -- force-account
23 members who are employees of a housing authority, then
24 you're setting up different classes of payment
25 standard within the same entity, and I don't think you

1 can do that.

2 MR. HUMPHREY: That's not what we're
3 saying. What we're saying is, as it stands right now,
4 we have employees working for the housing entity that
5 are not in construction type of jobs who are paid
6 significantly lower than what is required under
7 Davis-Bacon. For instance, a carpenter under
8 Davis-Bacon in New Mexico is paid a minimum of \$22 an
9 hour. That price is a lot of the force-account
10 workers out of the market, because the housing entity
11 can't pay it, and it also causes problems with the
12 other employees. Now, there is, in state government
13 and in local government, exemptions for force-account
14 workers, and I just think it makes sense for a housing
15 entity to not have to pay Davis-Bacon wages and comply
16 with the Davis-Bacon Act when it's dealing with its
17 own employees.

18 MR. JACOBS: Do some of these tribes
19 have TERA organizations?

20 MR. HUMPHREY: Most of them do not have
21 TERA organizations; some of them do, but they have not
22 established wage scales. And I have to say, I have a
23 couple thousand authorities that do all their
24 construction with force-account. Their force-account
25 workers are working 40 hours a week or more and they

1 just would like to be able to deal with the wage
2 scales that they determine is appropriate in their
3 area instead of having to follow the state wage
4 scales.

5 MR. JACOBS: And by using force
6 account, that brings the cost of housing down
7 considerably?

8 MR. HUMPHREY: Right now, state of New
9 Mexico, the best force-account crew we have, they are
10 costs for housing -- and I'd go back to housing costs
11 that we didn't want to put in -- is \$73 a square foot.
12 And, you know, they want to continue with force
13 account and it would just be easier for them if they
14 did not have to worry about compliance with
15 Davis-Bacon.

16 MS. MARASCO: Okay. So, we just went
17 through this whole scenario at (inaudible). And it's
18 a struggle internally between the tribes and the
19 housing authorities. I don't think its -- and I don't
20 -- I understand what you're saying because we fought
21 with it for months and months and months until we
22 found common ground between the housing authority and
23 the tribe itself. I'm not sure I'm comfortable at
24 this table usurping the tribe's right to control
25 what's happening. They just -- just like my tribe,

1 they have to bite the bullet and get on board.

2 MR. HUMPHREY: The regulation as
3 currently written and the guidance under it keeps the
4 tribe from doing what they want to do, too. It says
5 that, if you don't have a wage scale, you have to pay
6 Davis-Bacon wages.

7 MS. MARASCO: Then they need to get a
8 wage scale.

9 MR. HUMPHREY: But what we're talking
10 about here is controlling housing, not the tribal
11 economics, and what that does is control tribal
12 economics to where --

13 MS. MARASCO: No. The ordinance can
14 speak directly to housing.

15 MR. HUMPHREY: So under the ordinance
16 -- so under the statute that says you have tribal
17 established wage scale, it's clear that they can do a
18 housing-only tribal established wage scale? I don't
19 think so. (Inaudible) we've done it, but I don't
20 think that's correct.

21 MS. MARASCO: Why don't you think so?

22 MR. HUMPHREY: Because the statute says
23 a tribally-established wage scale; just like
24 Davis-Bacon, it's not limited to housing. And the
25 wage scale does not differentiate. This is a simple

1 issue that, if I have an employee who does labor, why
2 do I have to pay him \$15 an hour when everybody else
3 on the reservation in that classification gets \$8 an
4 hour?

5 MR. JACOBS: Larry.

6 MR. COYLE: Davis-Bacon is divided in
7 several different directions as far as wage scale
8 goes. You have permanent, temporary, and home
9 builders, warehouse, several ways to go. And also
10 HUD, when you ask for Davis-Bacon wage scale, they'll
11 give you what you're asking for on that wage scale on
12 Davis-Bacon. So you can do the same in the tribe.
13 You can designate housing; that's a tribal policy if
14 the tribal council wants to do that. They are a
15 government, so they can do what they want.

16 MR. HUMPHREY: And I understand that,
17 Larry. It's just the issue is that, within state
18 governments, they are -- force accounts are exempt.
19 Within local governments, force accounts are exempt.
20 These are tribal employees hired by a tribal program
21 and they are not exempt from the Davis-Bacon
22 standards. And it's just the thing -- I mean, you
23 know, this was put before the committee with an
24 attempt to make it easier for a lot of the housing
25 authorities in the southwest who are having to deal

1 with this.

2 MR. JACOBS: Sandra.

3 MADAM SECRETARY: I have two points:
4 one goes to process and one goes to the substance of
5 this question. The substance of the question is I'm
6 very confused as to if you are a TBHE and therefore
7 you are operating under the auspices of your tribe,
8 why isn't it that you and your tribe wouldn't -- why
9 is it that you would have a policy or want to have a
10 policy that differs from that of your tribe? That's
11 just a basic philosophic question I don't understand,
12 No. 1. No. 2 is process, which is this is a parking
13 lot issue that has come to the committee. I don't
14 know if we've decided to take it up or not, or if it
15 needs to go to a work group and then get reported out.
16 But I guess I'd like an answer first to the first
17 question because I don't know why it's being raised
18 here if indeed -- obviously, you should be working
19 with your tribe to have a policy that works for your
20 housing authority and for your tribe.

21 MR. HUMPHREY: Very specifically, one
22 of the tribes was very adamant -- the tribal council
23 is also the housing board under these circumstances.
24 And as a tribal council, they said we do not want a
25 tribal wage scale. We would be happy to have a wage

1 scale developed by the housing authority that they
2 comply with because that's their employees. We don't
3 want our employees to come under it, and they are
4 afraid that, if they adopt the wage scale, it will be
5 applied to their employees, as well.

6 MS. MARASCO: Sandra, this goes to the
7 community development block grant almost specifically,
8 as far as I'm concerned. They're not required
9 Davis-Bacon when they get their ICBGs, and that's been
10 an internal struggle that we've had between the tribe
11 and us for a long time because we're mandated to
12 Davis-Bacon or a tribal wage scale where, when they
13 receive the money out of the same federal pot under
14 that community development block grant, they are not
15 required to meet that same hurdle. So it's -- a wage
16 scale is detrimental to the tribes in that area
17 specifically. And because the community development
18 block grant is kind of a mainstay for tribes, if they
19 went to a tribal wage ordinance, that would impact
20 greatly the facilities that they're building with that
21 money. So I know what the internal struggle is and
22 it's a difficult one, but -- and I myself have never
23 figured out why that same pot of money, which is just
24 coming through two different desks, has different
25 strings on it. But it does create an internal boggle

15 MS. MARASCO: Well, that's true and
16 that's what I told my tribe because HUD just approved
17 a model activity for us to put a small piece of money
18 into a community center, and I said look, if I dump my
19 little bit in there, you're mandated by all the
20 regulations that control my money. And it did put
21 them into a tailspin, and so far, they haven't taken
22 it, so I'm pleased.

24 MS. FOSTER: Tim, you didn't propose
25 any specific language. And I don't know if this

1 actually answers your concern, but what if one were to
2 add a subsection 4 -- you can see in subsection 3 on
3 the board is prime contracts not in excess of \$2,000
4 or exempt. What if you added a subsection 4 that said
5 something like tribes may exempt force accounts from
6 Davis-Bacon wage rates?

7 MR. HUMPHREY: That would be fine.

8 MS. FOSTER: That would allow tribes to
9 determine for themselves but it would clarify that
10 that, in fact, is something tribes can do and it might
11 answer the potential disconnect issue that's been
12 raised. Language would be tribes may exempt force
13 accounts from Davis-Bacon wage rates. I make that
14 proposal as a new subparagraph 4.

15 MR. JACOBS: Okay. If you could hold
16 that just for a moment, we have to address the concern
17 that Sandra has. Do we want to address this as
18 another item here since it hasn't gone through the
19 work committee? What is the consensus of the group?
20 Okay, Marty.

21 MR. SHURARLOFF: You know, I'm just
22 looking at the statute and it seems pretty clear the
23 statute requires us to pay Davis-Bacon if this is --
24 if there is no tribal law that covers this issue. So
25 I don't know where we could write a regulation to

1 overturn what's in the statute.

2 MR. JACOBS: Any other comments? How
3 do you want to address this, then? Do you -- Blake.

4 MR. KAZAMA: I think, like we did in
5 the parking lot, we dealt with it, and they -- their
6 law basically deals with the concerns, so I think we
7 move on.

8 MR. JACOBS: Jason.

9 MR. ADAMS: This brings up an
10 interesting point because I know, during the initial
11 negotiated rulemaking for the first regulations that
12 were adopted, initially, there was an attempt at that
13 session to take the Uniform Relocation Act and take
14 pieces of it and apply pieces of it, and that was what
15 was agreed to from the committee level. But as the
16 process went forward and moved into, I think it was
17 (1)(b) or somebody at that point kind of disallowed
18 that and said that you either apply all of the Uniform
19 Relocation Act or not, and so it all applied. And so
20 I'm assuming that's the same situation here with the
21 Davis-Bacon wage rate, is that I don't think we have
22 the ability to pick that apart and say well, we're
23 going to apply this piece but not this piece. It
24 either all applies or it doesn't, I would assume.

25 MR. JACOBS: Karin.

1 MS. FOSTER: Well, I think if you look
2 at Section 104 -- what is it, (b)(3), labor standards,
3 the new section that allows the application of tribal
4 laws, it states that there may be one or more laws or
5 regulations adopted by an Indian tribe. You know, I
6 think that you could deal with part of it in a tribal
7 law. I'm not sure that the tribal law would need to
8 be -- would need to cover everything for every tribe.
9 You know, sometimes, you might only want to cover
10 housing, for example. Some tribes may just want to
11 exempt their force accounts from Davis-Bacon.

12 MR. HUMPHREY: I
13 appreciate (inaudible). I think the modification
14 allows tribal wage rates, allows you to look at it,
15 and I think what Karin said, by saying that the tribe
16 may exempt force accounts, that would allow them by
17 resolution -- they wouldn't have to have a complete
18 ordinance. It would still be a law of the tribe, but
19 it would be a lot easier to get the tribal housing
20 authority force account exempted by a tribe than to
21 establish a complete wage scale. And I think it falls
22 clearly under the exemption that allowed
23 tribally-established wage scales.

24 MR. JACOBS: Okay. Blake, what is your
25 recommendation from your committee?

1 MR. KAZAMA: You are the committee at
2 this point since --

3 MR. JACOBS: Working group, I'm sorry.

4 MR. KAZAMA: We did not, of course,
5 bring this up in our work group, and this was brought
6 sort of after the fact, and that's -- you know, so
7 it's up to this committee as to what you want to do
8 with the subject matter and how you want to proceed
9 with it. And I'm hearing a lot of variation here and
10 I'm not sure we can come to any conclusions on it, so.

11 MR. JACOBS: Okay. Any other comments
12 before we make a decision here? Carol.

13 MS. GORE: Carol Gore. I have two
14 comments. One is to the process, that this was
15 brought up ad hoc and we have not followed any of our
16 protocols. There's been no time clock ticking, and as
17 best I can tell, we have eight hours and about 45
18 minutes to complete our work. So I just want to point
19 out to the committee that we should be diligent about
20 this time clock. And with all due respect, I know
21 this is an important issue to Tim and his tribes, but
22 we have to be respectful of the work that's set out in
23 front of us. So I just wanted to speak to, I think, a
24 concern the assistant secretary raised and I'm in
25 agreement with that. Secondly is to the issue. It

6 MR. JACOBS: Okay. Based on the
7 comments that I'm hearing, and I think Larry and I
8 both agree, this is an issue that we can't move
9 forward on this. What is the pleasure of the
10 committee? This is all of the parking lot issues?

1 MS. FOSTER: I did propose language.
2 Does there need to be a decision before we consider
3 that language up or down?

4 MR. JACOBS: Jack.

15 MR. SAWYERS: Actually, we need
16 consensus to even talk about this. We haven't done
17 that, so if you're going to talk about this issue, you
18 need consensus to bring it forth. That's the
19 procedure. After that, if you want to argue, you can,
20 but I call for a consensus to bring this before the
21 group.

22 MR. JACOBS: All right. Do we have
23 consensus to address this further? Objections? I'm
24 confused as you are. Jason.

25 MR. ADAMS: I guess not to belabor the

1 point anymore, but it sounded to me like Tim answered
2 his own questions by his last statements in talking
3 about the tribe has the ability to pass a resolution
4 that falls under the statute on application of tribal
5 law. It doesn't require this committee to do
6 anything. The tribe can pass a resolution and say
7 they're going to exempt their force-account crews.
8 Call that an application of tribal law, period.

9 MR. JACOBS: Anybody have a problem
10 with it, call your local HUD office, please.

11 MADAM SECRETARY: Let's not and say we
12 did.

13 MR. JACOBS: This concludes most of our
14 work here on the 98 issues that we were addressing.
15 Is this your understanding, committee? What would you
16 like to do for the rest for the afternoon? Would you
17 like to move some agenda items from tomorrow to today?
18 We have some audience folks here. We could hear
19 comments from them this afternoon, if you would like.
20 What is your pleasure?

21 MR. COYLE: I ask for consensus on that
22 item.

23 MR. JACOBS: Okay. Is it the pleasure
24 of the committee that we would invite the audience
25 participation this afternoon? Karin.

1 MS. FOSTER: Is that the only item
2 remaining on our agenda, is just the audience? Do we
3 have other business tomorrow?

4 MR. JACOBS: Yeah, we have an agenda
5 for tomorrow, but we need to address it and I would
6 assume that we will be meeting this afternoon to see
7 exactly what the agenda items would be. Jason, I
8 think you were first and then Blake and Carol.

9 MR. ADAMS: I was just -- I spent some
10 time this afternoon reading the preamble that was
11 handed out to everyone and just trying to make sure
12 that those issues that we've covered, especially from
13 the work groups that I've participated in, are covered
14 correctly in the document. We don't have the
15 information up until this meeting or yesterday or
16 today's actions in there. I'm just wondering if -- I
17 believe that is the only thing, other than the public
18 comment time, that's left on our agenda. What I'm
19 hoping to do is -- I don't know how soon we can have
20 the document updated through today, but once we have
21 that, then tomorrow morning -- we could spend the
22 evening looking that over and tomorrow morning accept
23 the document as it's presented to us. I don't know if
24 we really approve it, per se. We accept it as it is,
25 as it's written.

1 MR. JACOBS: Okay. Blake.

2 MR. KAZAMA: Yeah. I guess I'm just
3 following up with what Carol said earlier, that we
4 would break into the original work group A, B, and so
5 forth tomorrow, and so we -- and also including what
6 Jason just said, we would need the entire document to
7 look at just to make sure that all or work group B's
8 things are in there and the current stuff that was
9 just passed today. I don't think that would take very
10 long, just in terms of reading through the language.
11 If we have time this evening, it would be great to at
12 least start that process of reading through it. And
13 we do have the document. You should all have that, so
14 we can read that tonight. So I suspect tomorrow the
15 process in the work group should be pretty quick in
16 terms of time spent on it. Work group B is pretty
17 efficient.

18 MR. JACOBS: Can I suggest to you that
19 we would start at 9:00 tomorrow morning in the work
20 groups? And would you need more than an hour, do you
21 think? Jason.

22 MR. ADAMS: Can I ask why we would
23 start at 9:00 and not 8:00? I mean, the agenda has
24 8:00. I just want to get the work done and get it
25 behind us. I don't have a crystal ball, but we could

11 MR. JACOBS: It was just my suggestion,
12 but as far as work starting at 8:00, that's fine with
13 me, but I was thinking you could have breakfast at
14 8:00. Carol.

HUSEBY, INC. - 1230 W. Morehead Street, #408, Charlotte, North Carolina 28208 (800) 333-2082

1 he does have to work after we complete our work. So
2 what we have to review doesn't include, perhaps, the
3 last couple days of activity. So, tomorrow, we may
4 have to break and look at what's been added, but we
5 may or may not have the full preamble, but we can get
6 though, I would say, 90 percent of it. So I just
7 wanted to make sure the committee knows it may not be
8 a complete preamble. I know Dan is going to do his
9 best, but we're now shifting the work burden from us
10 to Dan, primarily, and I want the committee to know
11 that and respect that he's doing the best he can.
12 That's my suggestion: that we convene the work groups
13 at 8:00 and we convene as a committee at 9:00 and that
14 would give us a chance to go over it together. Thank
15 you.

16 MR. JACOBS: Okay. Blake.

17 MR. KAZAMA: Yeah. Also, there are
18 parts of the preamble that are needing to be rewritten
19 or looked at, added to, so there's a lot more work on
20 the document itself that needs to take place probably
21 this evening, and so I don't know if Dan needs
22 additional help or whatever. I was going to say I
23 could have my attorney help, but it might cost me a
24 little more; I'm not sure. You know, my opinion is,
25 you know, timing is going to be everything in terms of

1 getting the document and when we can begin the process
2 in terms of reviewing it. So any help we can provide
3 to Dan to get the document to us would be beneficial
4 so we have an opportunity to review it all.

5 MR. JACOBS: Okay. On Carol's
6 suggestion, starting at 8:00 and breaking into four
7 groups, what is the pleasure of the committee? Can we
8 have consensus on this? Okay. Okay. We will meet
9 here, then, at 8:00 and divide into groups. Anything
10 else that the committee would like to do at this time?
11 If not, I will open it to the audience participation.
12 Rodger.

13 MR. BOYD: I'm sorry to interrupt you,
14 but if there were any non-consensus items, it's been
15 requested that you could write those up and then send
16 them to Dan, and that would help to get those into the
17 preamble, as well. Sorry to interrupt you.

18 MR. JACOBS: Any further comments on
19 that? Carol.

20 MS. GORE: Just one housekeeping. If
21 contractors tomorrow morning could let us know what
22 rooms are available for those work groups and maybe
23 it's just simply sending us to four corners of the
24 room, but it would be nice to have some direction of
25 where each work group could meet. Thank you.

1 MR. JACOBS: Do you have that
2 information now, Jeremy?

3 MR. JEREMY: It's the same rooms you
4 guys have been in previously, so we can do Governors 4
5 (inaudible). Would that be okay, to use the same
6 rooms that we used for the work groups today? Work
7 group A in Governors 4. Who wants to stay in the big
8 room? I'll let you decide, but work group B will be
9 in Governors 1, C will be in the big room here, and
10 work group F can take Governors 5. Does that sound
11 okay? And projectors will be made available so you
12 can display the preamble within your work groups, as
13 well.

14 MR. JACOBS: Okay. Thank you, Jeremy.
15 Okay. Audience participation; I know that many of you
16 have ideas and suggestions and queries, as well as
17 criticisms. We would like to hear from the audience
18 for the rest of the afternoon. So who would be first?
19 If you would state your name and which tribe you
20 represent, thank you.

21 MR. HOFFMAN: Good afternoon. Hello.
22 Ron Hoffman. I'm the president and CEO for AVCP
23 Housing Authority. I represent 49 tribes. I'd just
24 like to commend each and every one of you for your
25 dedication in trying to improve the regulatory

1 mandates of NAHASDA. And I know what it takes,
2 especially being away from home, from your family, and
3 from your work, and I really appreciate the resources
4 that you brought to expedite the process. And I've --
5 you know, my observation from the previous neg reg is
6 that I've seen cooperation and understanding and
7 trying to come to a consensus on a good and
8 implemented regulation. So I appreciate and thank you
9 very much.

10 MR. JACOBS: Thank you very much.

11 MS. YAZZIE: Good afternoon, everyone.
12 Aneva Yazzie, Navajo Housing Authority. I, too,
13 wanted to commend members of the committee and all the
14 work group members, as well, as we all convened
15 throughout this whole process. This is my first
16 participation, and just observed a lot of
17 coordination, and my hat's off to the HUD
18 representatives with the leadership of assistant
19 secretary Henriquez. A lot of professionalism and
20 understanding was exchanged and I think we have
21 reached common ground with a lot of the concerns that
22 may have been. So I really wanted to thank everyone
23 and I look forward to the next set, so know I'm a
24 little bit more educated to the process. Thank you.

25 MR. JACOBS: Thank you very much.

1 Next, please.

2 MR. NICK: Thank you. My name is
3 Robert Nick, and I've been with you since the second
4 meeting, and I've enjoyed and I commend you for the
5 work you did. There were times when I wished I was up
6 there to help, you know, and guide and provide what I
7 consider some gained knowledge of working with the
8 government for half a century. But anyway, I want to
9 thank you for your work. And then I'll put one hat on
10 first for my comments and I'll put on my hat as a
11 chair of a TDHC of one-fourth of the
12 federally-recognized tribes in Alaska and one-half
13 CEO. We have a tremendous job, and I think the
14 regulations that are being brought forth today through
15 your deliberations are going to make things easier for
16 us, for our staff. I put on the second hat, and then,
17 as a tribal council member for many years, I think
18 this involvement here, negotiations, I'm a supporter
19 of tribes working with the government. Unfortunately,
20 another state -- we'd like to do the same thing with
21 the state, but we're still not quite there yet. But I
22 think the tribal government with our current leader,
23 our current president, has opened a lot of doors and
24 opened a lot of minds and given us a lot of exertion,
25 I guess, wanting to work together with the government.

1 I want to thank those of you traveling delegates that
2 have advocated well for our tribal involvement. And
3 we do have through NAHASDA that privilege to plan and
4 implement our own program. We know the problems out
5 there, we know the issues, and I think it's only
6 rightly so that we are involved in the development of
7 affordable housing and housing-related activities,
8 many of which we do. So I thank you for your
9 tremendous work. In closing, very shortly, the
10 service for one of America's longest serving senators
11 is going to begin in my home state, and Vice President
12 of the United States Joe Biden is there and I'm
13 positive that some of the leading senators and
14 possibly congressmen are probably there today.
15 Unfortunately, through an aircraft tragedy, Senator
16 Ted Stevens, who is the United States' longest serving
17 senator, perished in an airplane crash, and this
18 afternoon, they are going to have the service for him.
19 In about 20 minutes or so, it will begin. And I guess
20 as a tribute from myself, as an Alaskan leader, and
21 many of you leaders which the senator has helped
22 through the 40 years that he has spent in Congress, I
23 would like if we could all please stand and have a
24 moment of silence for the senator. Thank you.

25 MR. JACOBS: Who's next?

1 MR. SWETT: I'm Purnell Swett, chairman
2 of the Lumbee tribe in North Carolina. I've been to
3 four of your meetings, had a chance to connect with a
4 few people that I met back in the '70s when we were
5 putting back then called Education Title 4 together
6 when I was in Washington. I was a retired
7 superintendent of schools for 17 years and got my arm
8 twisted to run for the tribal chairmanship and I
9 finally did say yes and I got elected, and a few
10 nights after I -- about 3:00 in the morning, I said
11 what have I gotten myself into? But I appreciate one
12 move you made here and that is you incorporated
13 state-recognized tribes into your proceedings. We're
14 part of your brothers and sisters, and we appreciate
15 you all working together. I have a background in
16 group dynamics and I just sit back and watch the group
17 work and just see the various personalities come into
18 play, and I thought you were (inaudible), but in the
19 end, you finally conceded that you need to work
20 together. That's what it takes and that's what it's
21 going to take for us to go forward in the Congress to
22 get funds restored: working together, not working
23 separately. Thanks for allowing me to be there.
24 Thanks, Leon.

25 MR. JACOBS: Thank you, Mr. Chairman.

1 Who's next? There's also some HUD staff as part of
2 the audience and, if you have any comments, you're
3 welcome, as well.

4 MADAM SECRETARY: Are we doing public
5 comments just tonight, or are we doing them tomorrow
6 after our session, as well?

7 MR. JACOBS: Okay. Any other comments?
8 Yes, Sandra.

9 MADAM SECRETARY: I want to, on a
10 personal note, recognize the HUD staff, those people
11 who were here, people who have joined us as we've
12 moved around the country having these sessions, as
13 well. This is my first sort of long-term exposure to
14 the OMAP staff, many more people. And I want to say,
15 to each and every one of you, thank you so very much.
16 It has been a wonderful experience for me, and they're
17 just -- all of them are wonderful. Jennifer is here
18 from my staff. There's lots of OMAP people here,
19 people from OGC. I can't say enough about the skill
20 set and the professionalism and the camaraderie, and
21 the humor and warmth from this group of people. I'm
22 deeply appreciative. Thank you.

23 MR. JACOBS: Okay. If there's nothing
24 else, we will adjourn until 8:00 tomorrow morning.
25 Have a good evening.

1 (The Negotiated Rulemaking Session
2 concluded at 4:40 p.m.)
3

4 ***REPORTER'S NOTE: The original transcript is being
5 delivered to Kiana Faucette.
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S CERTIFICATE

I, Jenelle K. Lundgren, Professional Reporter and Notary Public, hereby certify that the foregoing is a true and accurate transcript of the meeting of said parties on the date and place hereinbefore set forth;

I FURTHER CERTIFY that I am neither attorney nor counsel for, nor related to or employed by, any of the parties to the action in which this meeting was taken, and further that I am not a relative or employee of any committee member in this action, nor am I financially interested in this case;

WITNESS MY HAND AND SEAL this 30th day of August 2010.

Jenelle K. Lundgren, Court Reporter
My Commission Expires January 31, 2013

A	89:21	3:12,22 4:9 6:19	113:21	advisable
ability	act	7:6 8:4,8,20,23	additional	3:20 36:19
59:10,17 72:15	6:1 18:11 20:17	9:21 10:21 11:13	9:5 11:8 15:20	advised
80:23 81:4 87:12	79:21 80:5,7,13	11:19,23 12:20,23	16:23 27:12 28:9	59:4
130:4 132:22	80:25 81:15 87:23	13:15,19 14:18,23	28:17 31:5,11	advisement
136:3	96:18 99:19 102:9	15:1,4 16:2,6,13	47:2 49:7 66:9,24	96:4
able	115:11 117:21	17:14,22 21:3,11	67:7,10,11,19,19	advocated
34:16 54:11 107:12	118:19,19,22	21:19 22:8,10,21	68:2,5,6 70:12,19	145:2
121:23 125:1	124:16 132:13,19	22:25 25:14,20	77:17 97:13	Affairs
130:2	action	27:5,24 28:4,15	115:13 140:22	19:22 54:2 55:14
absence	21:21 22:1,2 23:5	29:12 30:6,19,24	address	affect
39:22	26:4 28:10 74:6	39:20 44:20 46:1	14:21 42:24 53:3	80:7
absolute	99:13 101:17,19	46:22 50:20 51:12	56:9 84:9 102:25	affordable
44:16	101:20 139:10	51:14,17,24 52:14	131:16,17 132:3	10:2 115:16 145:7
absolutely	149:7,8	53:15 57:21 59:23	135:23 137:5	affords
52:12 81:3	actions	60:8,12 61:7,16	addressed	117:25
accept	25:25 77:6 80:14	61:25 62:2,15	5:18 13:24 55:5	afoul
36:25 137:22,24	90:12 101:11,23	63:1,18 65:3	addresses	81:5
139:18	137:16	66:12 67:15 68:14	54:23 112:11	afraid
acceptable	actively	69:21 71:9,15	addressing	120:12 122:20
43:20 57:20 77:25	107:16	72:13 73:6,19	53:5 90:5 136:14	129:4
78:20,23 79:1	activities	74:12 77:3 79:2	add-on	afternoon
accepted	10:3 32:4 41:19,20	83:20 132:9	13:14	77:8,9 78:25 104:5
64:18	48:7,23 77:6	135:25 137:9	adequate	136:16,19,25
access	79:24 80:1,2,5,16	138:22	28:22	137:6,10 142:18
84:21 88:2 91:6	81:8 85:25 86:2	add	adjourn	142:21 143:11
95:3 101:21	96:18 97:3 112:23	7:24 15:8,11 22:2	147:24	145:18
accessing	113:8,23 115:16	26:22 31:5 36:24	administration	afternoon's
89:18	119:10 145:7	37:4 39:20 49:8,9	60:25	77:20
accomplishments	activity	67:7 70:23 110:19	administrative	after-the-fact
26:11	15:17 33:1,25 34:9	130:11 131:2	93:18 115:17	86:11
account	34:9,22,23 41:17	added	adopt	age
56:14 94:5,6 120:5	48:4 49:12,14	5:4 7:17,23 26:5,6	120:10,11 122:19	64:2,5,10 67:22,24
125:6,13 133:20	96:25 108:18	26:6,8,13,17	123:7 129:4	68:9
accounts	110:8 113:5 115:6	27:15,17 67:11,20	adopted	agencies
127:18,19 131:5,13	115:20 130:17	72:20 73:25 79:18	118:1,5,7 121:15	20:6 118:17,21,24
133:11,16	140:3	118:22 120:14	122:2,18 132:12	119:4
accurate	actual	131:4 140:4,19	133:5	agency
55:21 60:25 70:16	59:3	adding	adopting	70:13 87:1
71:1 103:10 149:4	ad	23:7,8,10 27:10	135:3	agenda
accurately	134:15	30:17 35:2 117:15	advance	77:13,20 136:17
34:18 72:5 102:21	adamant	addition	98:20	137:2,4,7,18
103:7	31:4 128:22	11:24 12:3,3 16:7	adverse	138:23
acknowledge	ADAMS	28:5 77:25 78:22	6:16	ago

8:2 53:10 54:1 agree 21:14 32:13,13 36:22 44:10 55:13 57:14 58:8 65:4 70:22 99:23 116:9 135:8 139:15 agreed 9:13 16:23 55:13 132:15 agreement 17:19 27:9 28:19 99:22 134:25 agrees 16:11 ahead 9:21,23 12:24 25:22 83:6 111:22 aimed 117:11 aircraft 145:15 airplane 145:17 Alaska 8:2 35:8,8 36:14 37:8,17 38:16 39:9 56:2,12 70:19 144:12 Alaskan 145:20 alike 69:5 alleviate 123:12 allocation 13:5,6,10 allocations 57:19 allow 24:11,16 62:4 131:8 133:16 allowable 97:21	allowed 81:17 122:14 133:22 allowing 98:20 146:23 allows 133:3,14,14 alphabetical 22:12 alternate 55:9 alternative 31:20 32:11 68:22 68:23 Amen 3:7 amenable 88:10 amended 6:2 11:15 15:20 67:9 80:3 118:20 amending 6:17 amendment 16:2 79:16 80:11 117:13 amendments 11:6 23:7 25:18 74:7 American 6:1 Americans 64:6 America's 145:10 amount 7:13 8:10 13:10 23:19,19,24,25 24:2 31:9 39:3 115:18 amounts 115:13 analogous 24:22 92:15 94:13	analogy 89:6 analyses 87:3 analysis 85:15 86:6,8 95:17 and/or 15:18 75:2 Aneva 143:12 Angasan 31:22 32:7 35:14 67:3,13 annual 6:24 9:12,16 10:1 12:7,11 26:9,10 46:2 47:18 49:16 49:24 75:3 89:8 annually 9:25 answer 10:8 13:8 16:20 38:11,12,23,24,25 41:1 50:18 53:14 53:15 73:10 128:16 131:11 135:1 answered 39:8 136:1 answers 39:11 40:3 115:23 131:1 anticipate 66:21 anxiously 2:24 anybody 6:16 10:16 13:18 29:13 50:4 52:11 74:10 81:13 83:12 102:11,13 119:19 136:9 anymore 55:21 136:1	anyway 66:17 107:23 144:8 apart 111:8 132:22 apologize 5:7 9:21 12:23 21:19 22:21 apostrophe 15:24 16:1,12 apparently 20:15 appear 15:13 22:13 appears 15:12,18 49:5 73:6 applause 105:19 apple 59:15 applicable 9:3 12:4 71:19 72:18 73:7 118:25 application 24:14 66:7 81:8 123:18 133:3 136:4,8 applied 88:5 129:5 132:19 applies 117:9,12 119:5 132:24 apply 72:24 111:14 117:25 121:16 122:21 123:3 132:14,18,23 appreciate 21:2,18 38:6 40:4 51:4 67:15 72:13 133:13 143:3,8 146:11,14 appreciation 106:22 appreciative	147:22 appropriate 15:10 19:3 21:25 27:14 29:12 40:7 65:23 90:4 101:19 107:1 111:9 125:2 approval 103:9 135:2 approve 22:1 41:3 102:19 137:24 139:17 approved 11:3 25:6,11 40:23 50:25 104:3 130:16 APR 6:7,21 12:15 17:16 19:17 26:23 32:12 32:23 33:5 46:9 46:15 57:9 72:24 87:21 94:18 110:12 APR/IHP 75:23 arduous 98:5 area 6:13 37:25 38:1 40:15 53:2 125:3 129:16 areas 6:21 7:10 12:9 37:17 39:9 57:7 60:22 64:8 81:4 94:10 arena 20:8 arguably 94:10,12 argue 135:19 argument 75:21 89:20,22 90:21 91:6,20
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

93:19 95:19 96:7 arm 146:7 armed 3:3 arrangements 77:22 articulate 38:13 asked 39:14 59:11 65:18 85:10 95:20 105:24 106:19 110:13 119:23 asking 11:9 12:18 16:4 27:13,22 30:20 47:7 48:11 54:4 58:8,13,18,22 60:18 62:13 94:14 110:24 111:8 119:15 127:11 assessment 52:25 53:3,7,12 54:13,16,17,24 55:5 56:7 59:3 70:9 assign 88:14 assist 7:12 47:15 assistance 16:25 20:19 33:3,4 48:24,25 49:2,2 50:15 63:12 66:1 66:2 81:1,14 104:4 117:21 assistant 134:24 143:18 assisted 34:16 41:18,18 48:17,19 49:4,13 49:13,22 62:24 63:4 65:10 66:3	68:17 assume 132:24 137:6 assumes 91:8 assuming 105:14 132:20 Atallah 96:6,6 ate 107:22 attempt 14:10 18:1,12 25:8 62:3 91:10 92:24 127:24 132:12 attempting 36:8 attention 20:16 21:21 attorney 95:14 117:6 140:23 149:6 attorneys 95:23 116:21 audience 68:25 106:25 136:18,24 137:2 141:11 142:15,17 147:2 audit 12:6 87:23,23 94:19 audits 11:17 August 1:14 13:11 109:11 149:10 auspices 128:7 authorities 50:12 67:7,17 124:23 125:19 127:25 130:1 authority	18:2,6 33:8 54:6,8 58:5 66:24 89:23 89:25 90:12 93:21 93:23 96:10 121:24 122:1,4,11 122:14,25 123:8 123:23 125:22 128:20 129:1 133:20 142:23 143:12 authorized 98:9 99:3 authorizes 98:24 availability 85:4,24 88:7,17 89:3,5 90:15 91:14 93:23 96:17 96:21 97:4,21,22 98:12 available 5:20 25:7,9 88:16 88:16,24 89:2,12 89:17 97:23 115:10,13 141:22 142:11 AVCP 142:22 avenue 56:19 avoid 86:17,25 92:3 avoiding 93:11 await 2:24 aware 11:15 59:5 awful 14:15 a.m 2:2 51:21 <hr/> B <hr/>	b 7:16 8:12 9:6,8,8 11:12 28:6 35:19 36:24 52:16 60:8 60:10 73:11,11,12 101:15 103:20 119:6 132:17 133:2 138:4,16 139:21 142:8 back 2:22,23,25 14:2,16 15:1 23:12 37:5,6 37:7 40:10,21 42:15 43:10 44:8 44:23 47:8,11 57:16 63:7,21 83:14,22,24 89:14 90:23 94:23 96:3 98:5 102:14 104:19 105:1 110:20 117:17 118:2 125:10 146:4,5,16 background 20:4 117:1,5 146:15 bad 71:7 bag 105:18 110:23 balance 36:15 ball 138:25 based 5:1 8:1 30:16 57:23 67:24 89:18 103:4 103:10,13 135:6 basic 93:16 128:11 basically 47:9 95:20 97:12 132:6 basis	33:14 35:20 42:2 98:19 beautiful 105:20 beginning 9:7 begs 77:4 belabor 135:25 belief 2:7 beliefs 2:15 believe 2:19 5:6,21 7:7 9:4 11:24 12:2 14:4,8 18:17 22:8,12 23:3 26:6 32:7 41:2,16 42:22 43:24 48:22 52:22 61:2 63:18,22 65:5 67:6,8 73:16 74:1,3 75:19 76:9 95:16 109:6 137:17 beneficial 141:3 beneficiaries 15:15 benefit 110:6 benefits 119:2,9 best 56:19 72:15 107:21 123:11 125:9 134:17 140:9,11 better 53:6 57:8 70:10 beyond 18:19 67:11 Biden 145:12
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

big 68:4 142:7,9	Boston 90:23,24	105:9	39:2 56:1	36:16,18,22 37:7
biggest 35:18	bottom 26:13 53:6 61:15	broken 118:13	buying 35:23,23	44:11,12 45:2
bit 14:2 18:3,16 20:4 33:22 37:8 42:22 95:13,18,19 106:17 117:18 130:19 143:24	bounds 88:15,19	brothers 3:2 146:14	B's 138:7	68:20 72:10,13 78:13,14 81:23 102:15 103:17 109:16 134:12,13 137:8 138:3 139:14 141:19
bite 59:15 126:1	box 50:17	brought 26:23,25 29:6 74:21 78:15 105:8 106:20 108:10,13 108:20 114:12 134:5,15 143:4 144:14	<hr/> C <hr/>	
Blake 42:20 44:22 52:18 53:17 55:8 58:8 59:25 61:12 70:3 70:22 82:5 103:18 104:14 105:4 110:17 111:21 116:11 119:14,20 132:3 133:24 137:8 138:1 140:16	BOYD 29:24 141:13	Brown 139:23	c 53:23 73:13 101:24 103:20 117:16,17 139:21 142:9	Carolina 146:2
brand-new 80:11	break 51:15,19 78:7 79:1 82:16,22 83:22 102:6 103:3 104:25 138:4 140:4	budget 24:4,16 115:8	call 8:8 20:16,23 21:20 43:19 45:4 49:7 49:11,15 50:21 52:15 61:19 62:16 71:10 73:2 82:1 101:1,5 113:11 116:6 119:16 135:20 136:8,10	Carol's 73:8 79:3 141:5
breakfast 139:13	breaking 141:6	builders 127:9	called 21:15 146:5	carpenter 124:7
brief 35:16 38:12	bring 3:19 27:2 74:15 76:20 103:16 108:4,11,22 110:20 134:5 135:18,20	building 37:9,16 129:20	calling 56:12 57:9 76:19 89:24	carpenters 121:4
blame 116:23	bringing 111:5 119:25	bullet 126:1	camaraderie 147:20	carpet 56:12
bless 2:23 3:3	brings 36:1 60:19 125:6 132:9	bullets 50:22	Candidly 35:18 38:16	carry 60:10 96:25 97:15 115:11
blessed 2:11	briskly 3:15	BULLOUGH 7:25	canoes 107:3,7	carrying 15:16
block 76:13 129:7,14,18	broad 46:11,17 87:25 112:6,8,12 114:2 114:6 119:12	bunch 120:3	capacity 69:7	cart 18:16
board 45:13,18 46:5 58:11 63:13 79:15 84:19 101:4 117:17 121:16 123:8,16 126:1 128:23 131:3	broke	burden 32:21 35:13 36:9 36:13 66:9,24 67:19 68:2,5 102:24 140:9	capture 66:8	carve 55:4
body 73:25		Bureau 19:21	captures 109:19	case 53:11 65:22 86:5 90:22 91:19,23 92:4,6,13,13,15 92:16 93:5,14 99:20 108:23 109:25 114:12 149:8
boggle 129:25		business 5:4 20:6 37:13 137:3	care 9:16 17:9 55:4 120:9	cases 24:5 66:14,23 86:3 86:21,22,23 90:20 92:2 93:10 94:22 99:1,2,5,9,10,14 99:14 100:7
Bois 106:7		buy	careful 72:11 80:21	catch 29:4
			Carol 4:7 28:25 29:4 35:5	catch-all

87:25 119:1 categories 22:7 34:17 67:4 118:14,15 category 78:15 118:16 119:1 119:8,9 caught 73:16 cause 2:7 causes 64:4 124:11 causing 121:1 caveat 35:3 36:24 center 130:18 century 144:8 CEO 142:22 144:13 certain 89:4 90:12 96:25 97:5 98:8,12 100:7 107:11 certainly 33:17 61:3 CERTIFICATE 149:1 certification 12:5 89:8,11 certify 7:17 8:1,13 12:10 149:3,6 cetera 115:14 chaff 107:10 chair 30:10 71:9 105:5 110:16 111:7 112:7 116:12	144:11 chairman 8:4 10:10 14:11 21:3,11,19 25:14 25:24 30:6 46:22 50:20 51:24 74:12 146:1,25 chairmanship 146:8 chairs 103:1 chance 44:15 85:16 102:2 139:8 140:14 146:3 change 7:15 8:9 9:4,5 10:5 10:5,23 11:23 12:2 13:7,7 23:21 28:3 73:23 76:11 97:8 102:20 117:23 139:2 changed 7:25 8:3 13:11 67:9 73:12 82:5 changes 5:25 8:12 9:24 11:8 11:11,14 26:1,4 28:16 71:22 74:4 74:23 104:9 109:9 116:16 changing 98:13 102:17 chart 120:3 charter 5:16,22,23 6:11,13 6:18 7:3 check 50:17 Cherokee 32:10 Chippewa 106:16	choice 80:24 choose 14:6 18:9 chooses 18:5 chosen 2:12,17 circle 94:23 circuitous 95:19 circumstance 41:16 circumstances 128:23 cited 86:21,22 92:4,13 cites 90:6,20 94:23 citing 99:5 city 90:23,24 91:2,2 92:14,14,17,17,18 92:21 93:6,6,13 city's 92:19 clarification 14:21 22:5 24:17 24:21 30:9 51:5 65:15,24 82:7 103:19 112:16 clarified 95:1 clarify 28:5 30:16 36:4,6 68:16 75:12 80:11 131:9 clarifying 76:1 classes 123:24 classification	127:3 classified 98:10 clear 50:10 64:20 81:3 117:11 118:23 119:7 126:17 131:22 clearance 114:3 clearly 35:14 57:25 58:3 59:6 61:8 91:11 99:10 133:22 client 95:23 clients 50:14 120:6 climate 37:21 clock 3:17 28:24 111:20 134:16,20 close 34:24 45:1 107:25 123:6 closed 106:14 closely 92:15 closing 145:9 collect 56:25 59:17 63:8 66:6 collecting 38:20 58:9 collection 55:12 59:18 62:5 65:7 come 3:4 5:3 15:1 26:2 28:19 35:7 36:14 37:5,7 40:10,21	42:5,15 43:10 59:11,14 62:24 68:13 75:10 77:14 77:19 83:14 92:2 102:14 104:19 119:24 128:13 129:3 134:10 139:4 143:7 146:17 comes 22:6 67:9 89:22 97:24 103:8 121:9 comfort 112:6 comfortable 50:8 114:19 125:23 coming 17:5 19:6 30:18 57:12 73:1 74:8 86:24 98:15 129:24 commenced 2:2 77:6 commend 142:24 143:13 144:4 commensurate 121:1 comment 8:16 14:18 15:6 40:24 43:23 47:1 57:24 59:7,12 60:12 68:2 78:1 112:3,4 135:5 137:18 comments 6:16 9:17 10:12,16 11:10 12:17 13:18 25:13 30:25 31:2 31:22 40:4,4,10 40:14,14 57:13,24 59:9,14 62:1 63:12 67:16 68:15 70:2 75:8 81:24
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

82:1 132:2 134:11 134:14 135:7 136:19 141:18 144:10 147:2,5,7 Commission 149:13 commit 24:25 committed 115:15 committee 4:14,18 5:13,17,23 6:3,5,11 16:15 21:23 26:16 27:2 27:13,16 28:16 29:17,19 30:1 31:4 44:21 54:2 71:22,24,24 72:2 74:6,13,22 77:4 77:11 78:8,18 79:10,18 82:20 83:15,25 84:25 85:2,3 100:22 102:19,23 103:3,6 103:8,8,15,23 104:20 105:10,12 105:16 108:10 109:1,23 111:18 111:23 114:17 116:4,5,11 127:23 128:13 131:19 132:15 133:25 134:1,7,19 135:4 135:10 136:5,15 136:24 139:10,17 139:22 140:7,10 140:13 141:7,10 143:13 149:8 committee's 21:20 common 125:22 143:21 communicate 12:12	community 69:2 129:7,14,17 130:18 community-speci... 69:2 compact 19:23 compacting 20:5 companies 107:14 compilation 109:8 complete 12:18 23:11 49:21 102:22 133:17,21 134:18 140:1,8 completed 41:18 48:17 49:12 77:15 completely 50:7 81:7 completing 102:24 compliance 87:19 94:1 100:9 125:14 compliant 23:20 24:1 comply 23:11,15 87:23 96:19 117:12,19 118:4,8 124:15 129:2 complying 94:4 component 7:15 8:11 compromises 59:1 computer 100:5 comrades 69:10	conceded 146:19 conceivably 64:13 concept 89:23 92:6 concern 27:16 34:16 55:17 65:4 68:4 70:20 73:8 92:16 119:25 131:1,16 134:24 concerned 2:20 8:7 13:22 32:17,19 120:7 129:8 130:7 concerning 92:22 93:20 116:14 concerns 60:20 84:18 88:1,4 90:5 94:20 97:6 97:25 132:6 143:21 concluded 148:2 concludes 93:14 136:13 conclusion 19:15 conclusions 134:10 condition 87:11 88:2 89:18 92:19 94:17 100:1 conditioning 99:21 conditions 55:24 87:14,16 88:5 92:20 93:3 93:21 97:11 99:23 99:24 conduct 23:13,14 confined 79:25	conflict 79:23 81:10 85:14 86:10 conflicting 88:22 conflicts 87:8 89:5 confused 29:1 30:6 128:6 135:24 confusing 113:25 confusion 118:15 Congress 91:11 92:10 93:5 145:22 146:21 congressmen 145:14 conjunction 112:1 connect 146:3 connected 59:20 connection 63:7 consensus 3:23 4:5 7:1,3,4 8:5 8:8,17,18 9:18 10:11,17 11:7,10 11:16,18,19,22 12:16,18,21 14:12 14:13,15 16:5,6,9 16:10,16 17:5,11 17:21 20:23 21:4 21:8 22:22,23 25:15,17,19 26:2 26:3,14,24 27:1,3 27:25 28:2,11 29:6,9 30:4,11,13 30:14 42:5 43:19 44:8 45:5 46:23 48:12 49:7,10,15	50:3,21 51:1,7,9 52:15,17 59:24 60:1,5,7,9,11 61:19 62:11,14,16 62:20,21,22,22,24 65:16 68:15,19 71:10,11,13,14 72:11,25 73:2,3,4 73:4,18 74:8,9,11 76:17,20 79:18 81:24 82:2,3,4 83:16 101:1,5,7 102:1,3,3,12 108:15 109:2,5 110:21 111:4 114:16 116:6 119:15,17,18 131:19 135:16,18 135:20,23 136:21 141:8 143:7 consent 30:1,2 consenting 102:4 consequences 15:14 consider 17:8 76:25 84:2,3 120:1 135:12 144:7 considerably 31:10 125:7 consideration 6:13 11:1 21:24 40:13 59:12 70:1 considered 3:10 46:5 81:19 108:13 112:19,21 113:18 consist 73:10 consistent 64:24 68:18 87:4 98:24 117:20
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

consistently 98:20	contracting 80:21 81:2 117:8 118:10	correspondence 10:10	93:2 149:13	73:3,16 74:9,17
constitution 6:17 106:17	contractors 121:20 141:21	cost 26:7 35:19,21,25 36:4,6 37:7 39:3	courtesy 26:25	75:8 76:3,19 77:2
construct 26:8 52:6	contracts 131:3	40:12,15 52:17,20	courts 92:24	77:24 78:13,20
construction 37:10 66:2 123:3,5 124:5,24	control 104:22 125:24 126:11 130:20	56:4 57:18 67:7	cover 54:10 133:8,9	79:5 81:10,23
constructive 70:10	controlling 126:10	67:10 70:12 125:6 140:23	covered 52:24 80:13 137:12 137:13	82:3,18 83:6,19
contain 16:22	convene 139:22 140:12,13	costing 56:13	covers 131:24	84:1,5,11,15
contained 13:17 16:22 47:20 72:23	convened 143:14	costs 36:1 37:10,10 38:17 52:5 55:25	COYLE 2:4 3:8,19,23 6:15 7:1 8:6,16,22	95:11 96:5 100:24
contemplated 123:2	convenience 7:21 10:7 12:14	67:11 70:19 125:10,10	10:12 11:9,16,21	101:6,25 103:16
content 47:12	conversation 59:25	council 127:14 128:22,24 144:17	12:17,21 13:13,18	104:1,8,21 105:4
contention 58:4	convert 49:3	counsel 86:7,15 149:6	14:13,24 15:2,22	108:25 109:16
contents 23:15	conviction 2:8	count 34:17	16:4,8 17:11,19	110:2,17 111:24
contesting 99:16	cooperation 116:20 143:6	counter 96:1	18:14 20:13 21:6	112:17 114:8,18
context 22:16,17	coordination 143:17	country 20:7 35:10 36:16 39:9 56:24 106:12	21:12,16 22:3,14	115:22 123:11
contingent 18:6	copies 78:16 79:12 109:13 116:14	107:25 147:12	22:19,23 24:19	127:6 136:21
continue 2:9,17 9:9 14:17 17:20 21:10 36:12 59:8 60:11 83:2 86:13 91:22 108:3 125:12	copy 72:1 109:18	couple 4:3 9:22,23 12:25 54:1 63:11 72:6 95:15 96:12,14 98:25 124:23 139:22 140:3	25:12,16 26:20	co-mingling 130:14
continued 2:16 88:2	corner 14:16	count 34:17	27:22 28:1,11,24	crack 111:2
continuing 23:9 61:5	corners 141:23	counter 96:1	29:3,10,23 30:3,7 30:22 31:13,21	crafter 139:25
contract 118:4,7	correct 19:18,20 49:23 50:23,24 54:9 63:20 70:5 71:15 126:20	country 20:7 35:10 36:16 39:9 56:24 106:12 107:25 147:12	32:9 35:5 36:18	crash 145:17
contracted 70:13	correctly 137:14	couple-page 5:11	37:2 39:19 41:5	create 13:13 38:4 42:24 66:6,9 67:5,11 115:1 129:25
		court 89:14,15 91:9,15 91:19,23 92:4	42:8,20 43:7,16 43:21 44:11,14 45:1,11,17,24 46:18 48:11 49:16 49:20 50:1 51:3,6 51:11,13,15,18,22 52:8,16 53:13 54:14 55:8 57:13 57:15 58:20 59:22 60:6,9,14 61:5,11 61:22 62:1,13,18 63:10,23 64:15,22 65:2,13 66:11 67:2,14 68:7,19 69:11,19 70:2,21 71:8,11 72:10	creates 36:13
				creating 35:12
				creative 86:24 87:3 89:22 92:3,5 95:17
				creatively 92:25
				credit 116:23
				crew 125:9
				crews 136:7
				criminal 34:22,23
				criteria

35:17 criticisms 142:17 criticized 38:16 crossing 67:23 crystal 138:25 cultural 106:23 culture 106:3 cumbersome 53:8 67:5 cure 101:19 current 27:11 39:21 92:20 109:6 138:8 144:22,23 currently 12:1 40:20 44:3 66:6,14 73:6 76:16 126:3 cut 29:17	13:3,3,4,9 26:11 28:23 38:21,21,22 39:8,17 41:2 49:17 53:24 54:3 54:9 55:12,17,20 55:21,22 56:8,16 56:19,25 57:9 58:9,11,15,23,23 59:1,10 62:5,8 63:9 64:5 65:7 66:6,25 67:19,23 67:24 68:6 69:8,9 70:9,11 data's 55:17 56:25 58:9 date 13:8 14:1,1,5 76:21 149:4 dated 109:11 dates 104:7 Dave 78:16 79:7,11 81:10 Davis-Bacon 120:8,14,16,20 121:9,20 122:5 123:6,6,19 124:7 124:8,15,16 125:15 126:6,24 127:6,10,12,21 129:9,12 131:6,13 131:23 132:21 133:11 day 2:18 139:1 149:10 days 117:10 140:3 deal 43:4 53:12 68:25 83:3 105:10 110:21 114:11,13 116:1 125:1	127:25 133:6 dealing 55:24 56:15 82:11 85:18 100:22 124:16 deals 17:15,16 90:8 132:6 dealt 99:2 132:5 debating 96:20 decide 142:8 decided 93:17 128:14 139:7 decipher 96:15 decision 93:7 134:12 135:12 decisions 102:20 dedicated 2:20 dedication 142:25 deeply 147:22 defend 87:4 defer 54:12 69:9 116:22 define 15:19 38:15 43:11 63:15,15,17 64:7 65:6 defined 88:10 101:14 defines 63:19 88:16 definition 10:3 15:8,11 16:7 21:22 22:2 51:1 63:19,24,25 64:4	64:11,21 88:12,13 88:21 definitions 9:3,7 15:10 16:10 22:6,12 65:8 delegates 145:1 deleted 74:5,5 deliberations 144:15 delivered 148:5 demographics 106:18 demonstrate 7:16,20 8:1,13 Denver 79:17 Department 18:1 19:22 depends 99:13 DePerre 2:4,6 describe 36:2 87:7 described 86:21 87:9 95:9 describes 88:22 90:22 describing 87:10 description 50:10 115:9 design 130:5 designate 127:13 desks 129:24 determination 101:13 determine	13:4 44:3 85:13 125:2 131:9 determined 15:17 51:2 detrimental 129:16 developed 75:16 129:1 development 18:2 129:7,14,17 145:6 dictates 93:15 dictionary 88:11,21 differ 42:21 difference 17:15 122:24 differences 37:25 38:13 different 6:5 19:9,17 24:3 31:24,25 32:4,4 37:16 38:23 40:22 41:11 42:12,17,17 55:19 59:3 87:16 93:20 106:11 111:3 119:2 123:24 127:7 129:24,24 differentiate 126:25 differently 24:14 63:15 differs 128:10 difficult 129:22 difficulty 37:9 107:18 dig 36:19 diligent
<hr/>				
D				
d 5:15,18 6:2,7 26:10 28:6 34:20 35:3 36:25 37:4 41:16 43:25 44:5 46:25 47:3 49:11,12,13 49:16,24 50:2 61:17,19,24 62:18 62:22 63:3 73:13 73:13 80:9 103:20 118:23 Dan 139:23 140:8,10,21 141:3,16 data				

134:19 dinged 112:14 directed 66:12 direction 42:12 141:24 directions 127:7 directly 32:24 65:17 94:11 105:16 126:14 disagree 43:8 disagreed 21:14 disagreement 22:4 85:1 102:11 disallowed 132:17 disappear 68:9 disclosure 39:16 disconnect 40:19 131:11 discretion 61:10 65:5 discuss 5:13 43:3 61:19 78:25 96:2 discussed 23:2 24:9 26:23 42:1,18 52:25 discussing 4:23 76:25 discussion 4:16 5:2 6:22,23 8:1,25 13:21 20:15 27:5 29:7 41:7 42:13 43:14 44:24 45:8 46:14 52:7 60:4 62:10 62:16 63:13 66:20	74:15 75:4 77:4 77:11,16 82:19 84:24 109:2 113:2 117:10 discussions 2:18 24:22 97:9 disingenuous 18:21 disparity 35:25 display 142:12 dispute 90:22 92:14 dissension 61:8 dissent 61:9 dissented 29:13 disservice 58:25 distance 37:20 distances 53:9 distinct 59:19 distinction 37:22 distinguishable 99:11 district 92:4 dive 117:2 diverse 106:3 divide 141:9 divided 127:6 doable 43:23	document 5:11 7:8,21 12:13 12:25 109:10,14 137:14,20,23 138:6,13 139:4 140:20 141:1,3 documentation 10:8 87:18 97:19 98:17 100:6 documented 42:15 88:1,4 94:21 139:6 dogs 14:19 doing 20:6 32:7 38:5 42:25 58:25 77:17 84:2 86:12,13 90:17 91:12,20 97:7 98:13,20 104:17 107:9 116:7 122:11 126:4 140:11 147:4,5 dollars 24:6 56:13 130:14 doors 144:23 double 37:10 doubting 70:7 draft 102:9,11,13 104:3 104:7 drafted 95:6 drafting 71:24 72:2 draw 87:12,12 88:6 97:16 98:21 drawdown 88:6 92:19 94:12	drop 64:10 111:1 dropped 73:24 du 106:8 due 14:4 86:17,25 91:11,25 92:10 93:8 134:20 duke 95:14 dump 130:18 Durant 105:20 106:1 dynamics 146:16 <hr/> E <hr/> e 71:17,18 72:18 73:7,15 103:20 earlier 24:9 25:5 26:22 47:2 50:25 57:24 63:2 77:22 92:11 117:1 138:3 earliest 25:3 early 15:2 earn 113:6 Earth 106:5 easier 93:25 123:16 125:13 127:24 133:19 144:15 easy 57:10 120:9 EBG 99:3	economics 126:11,12 Ed 84:6,14,15,16 95:11 96:8 99:1 99:14 100:12 edit 85:1,3,7,13,14 86:10,14 87:4,10 88:3,21,22 89:2 90:4 92:15 93:20 95:8 97:10 98:11 100:4,20 editing 94:4,5 edits 96:10 97:24 98:7 98:21 educated 143:24 Education 146:5 Ed's 96:1 effect 6:25 93:2 efficient 138:17 eight 134:17 either 23:18,25 28:20,21 97:16 113:24 132:18,24 elder 32:1 33:4 62:23 63:4,12,14 elderly 33:4 63:20,25 64:1 64:7,9,12 65:6,10 66:3,16 68:17 elders 66:18 elected
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

146:9 elements 34:14 46:9 elevated 97:9 eligible 33:25 34:9 41:17 41:19 49:12,14 98:18 115:15 eliminate 36:24 eloquent 117:1 eloquently 69:6 employed 149:6 employee 127:1 149:8 employees 120:7 121:7 122:21 123:17,22,23 124:4,12,17 127:20 129:2,3,5 employment 80:20 81:2 117:7 118:4,7,10 121:2 enacted 49:15 encompass 103:11 encompassed 50:9 ends 74:13 enduring 2:14 enforce 81:22 enforcement 81:20 90:9 98:5 100:13 English 88:7,11 94:6	enjoyed 144:4 enrollment 106:6 ensure 23:15 94:1 enter 18:8 27:18 entertain 78:18 enthusiasm 10:21 entire 80:5 96:13,22 138:6 entirety 74:6 90:9 entities 31:24 32:5 entity 32:3 70:13 122:17 123:18,25 124:4 124:10,15 environmental 87:20 94:18 especially 137:12 143:2 essence 47:10 essentially 33:25 48:23 75:20 79:21 86:11,16 87:11 89:19 91:22 93:1,18 95:4 100:15,23 113:9 establish 122:1,14 123:9 133:21 established 4:10 5:17 30:15 124:22 126:17,18 establishes 5:23 45:20 establishment	122:16 estimate 13:22 14:6,6 24:4 31:11 estimated 23:18,24,25 24:15 et 115:14 evening 137:22 138:11 140:21 147:25 event 18:4 84:22 99:11 101:12 everybody 3:24 8:7 15:5 17:10 17:19 21:6 48:14 58:14 78:21,23 104:18,19 107:25 110:6 116:9 119:18 127:2 exactly 38:5 43:11 76:13 137:7 example 33:2,24 37:18 50:11,14 55:25 58:10 133:10 exception 120:14 exceptions 59:10 excess 12:6 131:3 exchanged 143:20 excluded 6:3 63:2 excuse 4:14 13:4 14:24 23:9,12 29:10 71:21 102:14 executing 55:7	exempt 80:4 81:7 123:16 127:18,19,21 131:4,5,12 133:11 133:16 136:7 exempted 133:20 exemption 79:20 122:3,15 133:22 exemptions 124:13 exempts 111:4 120:15 exertion 144:24 exist 76:16 existed 73:12 existence 91:25 expand 65:9 expedite 143:4 expend 9:10 98:16,22 expended 12:5 expending 98:4,23 expenditures 100:7 expenses 98:18 115:17 expensive 107:18 experience 147:16 Expires 149:13 explain 4:12 30:1 61:9	106:19 118:13 119:23 explains 120:20 explanation 39:15 115:12 exposure 147:13 expressed 32:20 extended 78:6,25 79:4 extension 7:4 extent 32:25,25 33:8 59:8 74:3 117:20 120:21 extra 78:24 82:18
<hr/>				
F				
<hr/>				
F				
11:5 12:2 84:13,17 100:12 103:20 139:21 142:10 facetious 18:3 32:15 facilities 129:20 fact 20:1 33:23 34:4 55:15 90:21 97:19 97:20 108:23 109:25 111:14 131:10 134:6 factors 97:12 107:22 failed 5:9 21:23 failure 96:19 fair 39:8 79:21,23 80:7				

80:13 81:5,8,15 81:19,20,22 86:14 fairly 36:7 46:17 fairness 29:24 35:11,20 36:15 fall 85:7 119:1,3,7 falls 133:21 136:4 families 41:18 47:15 48:8,9 48:19 49:3,4,13 49:22 80:18 family 34:16 143:2 far 4:11,25 41:13 43:13 54:11,13 58:8,9 67:20 68:2 68:5 86:13 96:19 127:7 129:8 130:21 139:12 farther 42:13 fashion 60:24 66:25 Father 2:6,23,25,25 3:5 Faucette 148:5 favor 30:5 feasible 117:20 federal 12:6 20:6,19 74:25 75:20,22 76:8 79:20 81:20,22 108:19,21 110:9 110:10,14 112:12 129:13 federally-recogni...	80:4,8,12 81:6 144:12 feel 3:25 53:24 59:24 115:22 feels 18:21 19:1 49:8 93:21 ferret 43:20 festivities 3:5 fifth 87:25 figure 20:10 39:13,17 figured 129:23 figuring 37:14 file 19:18 files 67:22 filling 31:10 41:9 final 71:25 72:1,4,4,8 102:20 103:9 109:19 135:5 finalizing 104:4 finally 98:25 146:9,19 financial 115:7,10,21 financially 149:8 find 23:4 31:18,19 44:16 89:7 103:9 finding 85:6,13,20 90:11 90:13	fine 33:17 41:10,13 44:20 131:7 139:12 finish 2:10 72:14 82:10 104:23 finished 77:21 108:25 finishing 4:16 first 3:8 5:11,12 6:10 14:3 15:7 19:10 23:22 26:4 31:16 35:16 43:16 49:18 52:3 53:16 79:3 87:17 94:10 96:14 99:5 110:5 117:15 118:16 128:16,16 132:11 137:8 139:23 142:18 143:15 144:10 147:13 fiscal 24:1 fit 118:15,16 122:2 five 16:16 34:17 50:2 80:15 93:20 94:9 fix 130:8,9 fixed 104:7 130:11 flag 97:10 100:4 flexibility 19:5 23:25 87:1 93:18 flexible 93:25 floor 74:16 77:14 119:24	focus 4:19 focusing 46:15 folks 13:20,22 17:14 23:22 27:6,9,16 31:1 37:24 50:17 53:24 57:22 58:3 58:11 60:1 77:17 136:18 follow 4:6 50:25 52:1 84:20 125:3 130:13 followed 109:24 134:15 following 23:13 34:19 63:1 85:21 99:23 110:4 138:3 follows 15:5 41:22 follow-up 42:25 Fond 106:8 Fonzie 102:5 foot 125:11 force 94:3 120:5 125:5 125:12 127:18,19 131:5,12 133:11 133:16,20 forces 3:3 force-account 120:7,15 121:23 123:17,22,22 124:9,13,24,24 125:9 136:7 foregoing	149:4 forget 102:8 forgive 38:8 forgiveness 38:9 forgot 36:23 form 4:21,22 5:8,10 9:13 9:15 10:6 12:13 17:12 27:11 31:24 32:3 33:8 34:8 36:10 38:8,14 40:1,22,24,25,25 41:4 42:6,17 43:9 53:21 57:9 58:1,4 58:7,22 59:6,9 60:17,24 63:7,8 66:25 75:16 102:9 103:3 format 4:20 16:20,21 26:18,23 31:9 32:12,15 33:12 39:22,23 40:2 53:6 57:18,20 59:6 forms 20:1 59:13 66:7 formula 6:20,25 7:15 8:12 9:4 13:5,10 114:21 Forte 106:8 forth 44:23 96:3 98:9 100:19 135:18 138:5 144:14 149:5 forward 19:4 40:17 45:4,7
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

51:25 55:5 71:15 93:19 108:11,13 130:3 132:16 135:9 143:23 146:21 FOSTER 45:12 50:6 51:4 57:14 63:24 70:22 104:2 112:4 121:12 130:24 131:8 133:1 135:11 137:1 fought 125:20 found 54:23 91:15 92:3 125:22 four 26:25 42:2,6 44:8 44:10 49:14 85:24 141:6,23 146:3 Fourth 87:22 frame 103:21 frames 24:23 frequently 38:16 front 15:6 66:9,22 98:10 111:25 120:19 134:23 fruit 11:4 full 4:3 39:16 59:9 78:8 82:20 83:14,25 85:3 140:5 fuller 38:4 fully 18:11 funding	92:7 118:18,22 funds 9:10 12:6 26:8 52:6 61:21 62:6,19 76:8,13 87:12,13 87:22,24 88:2,6 88:18,20,24 89:3 90:18 91:6,15,17 92:12,22 94:15,16 94:17 95:3 96:22 97:16,20,22,22 98:4,6,12,16,22 98:22,23 99:25 100:1,18,19,19 101:22 112:20 130:12,12 146:22 furiously 139:24 further 18:18 24:21 26:10 82:1 92:6 100:17 135:23 141:18 149:6,7 future 18:10 <hr/> G <hr/> gained 65:16 144:7 gather 31:6 40:6,11 41:2 54:8 68:6 107:7 gathered 71:3 gathering 53:24 55:18 62:8 67:19 107:19 general 31:24 34:3,3 46:3 81:21 86:7,15 generally 15:16 81:13 117:7 genetic 107:15	gentleman 54:1 55:14 germane 6:23 53:24 70:17 getting 24:25 33:12 34:14 38:8 53:4 54:5 56:21 70:14 72:11 77:25 107:19 114:10 141:1 gift 105:20 give 14:5 17:4 18:1 33:2 38:25 40:9 79:22 81:4,17 97:17 99:19 105:19 106:25 116:25 117:5 127:11 140:14 given 2:10 4:15 79:20 144:24 gives 119:2 giving 79:24 glad 106:24 go 3:24 4:6 6:12 9:21 11:11 18:19 25:13 27:23 28:2,13 29:8 39:21 42:13 42:19 43:14,18 44:8,15,18 47:11 52:9 54:17 57:4,6 58:7 77:22 83:2,6 83:23 88:12 90:18 91:22 98:16 100:22 103:4,21 107:4 108:7 111:21 112:18,20 112:22 114:3,12	114:21 125:10 127:9 128:15 140:14 146:21 goes 34:2 36:10 97:10 114:6 123:7 127:8 128:4,4 129:6 going 5:18 10:15 16:3 18:24 19:3 23:21 23:23 24:7 28:25 29:5,22 30:7,22 31:9 33:3 37:7,14 41:8,10,12 42:13 43:9 45:3,25 46:14,18 47:15 52:10,11 54:19 55:1 57:10 58:10 58:15 60:21 66:2 66:8 70:13 76:11 76:14 77:7,8 79:2 81:6 82:8,22,23 87:2 89:10 95:3 95:12 97:14,20 98:4 99:22,24 103:10 104:19 105:6,14,15 107:6 108:3,4 111:10 112:5 118:2 130:3 130:4 132:23 135:17 136:7 139:6 140:8,22,25 144:15 145:11,18 146:21 good 4:9 44:24 45:6 56:24 57:9 62:9 71:6,6 83:9 97:23 107:12,23 142:21 143:7,11 147:25 Goodman 84:14,16,16 Gore 29:1,5 35:6 36:16	38:6,19 44:12 45:3 68:23 71:21 78:14,14 79:7 81:25 102:16 109:17 134:13,13 139:15 141:20 gosh 10:18 gotten 18:19 31:14 146:11 govern 4:22 86:2 governing 5:25 government 19:24,24 122:8 124:12,13 127:15 144:8,19,22,25 governments 106:16,23 127:18 127:19 Governors 103:25 142:4,7,9 142:10 gracious 18:1 grammatically 15:25 Grand 106:8 grandfathered 80:15 grant 76:13 90:24,25 92:22,23 93:3 99:22 129:7,14,18 grants 99:16 great 53:9 79:13 138:11 greater 2:22 greatly 129:20
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

grief 98:1	50:7 51:25 52:19 52:20 53:4 54:12	108:7	hearing 40:3 44:22,23	hinged 59:20
ground 3:9 29:14 125:22 143:21	59:23 61:10 66:12 66:13 69:24 70:11 77:3,7 81:25 82:6	happening 72:1 107:6,17 125:25	57:25 84:24 85:6 85:10,20 90:15,19 91:1,5,18 92:2	hip 17:21
grounded 58:16	83:20 100:16 103:21 104:15 105:11 110:13	happens 46:15	93:7,12,16 96:16 99:12,17,20 100:3 134:9 135:7	hired 127:20
group 4:10,14,15,17 7:9 10:22 11:5 12:2 16:11 17:3,6 22:3 24:13 26:15 27:14 27:16,25 28:19 29:16 31:1,3,23 40:1 53:19,20,22 53:23 62:10,12,20 63:6 68:4 70:8 73:1,19 74:8,14 74:19 75:5 76:23 77:5,10,13,14 78:6 82:22,23 84:13,25 85:2 94:24 100:12 103:20 104:18 105:7,9,15 117:15 128:15 131:19 134:3,5 135:21 138:4,7,15,16 141:25 142:7,8,10 143:14 146:16,16 147:21	111:7 119:21 128:16 135:25 138:2 144:25 145:19	happy 58:3 128:25		history 92:9
	guidance 2:11 126:3	hard 10:13 34:24 72:1 78:16 79:12 103:2 108:1 116:13 121:4	heartfelt 2:15	hoc 134:15
	guide 2:9,16,25 3:4 144:6	hardest 68:8	heat 107:9	Hoffman 142:21,22
	guidebook 55:6,7	harm 135:2	heavenly 2:6 3:7	hold 75:9 94:6 101:25 131:15
	guided 3:6	harvest 107:6	heckled 16:17	holds 71:4
	guys 116:24 142:4	hat 144:9,10,16 143:17	Heistercamp 78:17 79:14 81:12	home 2:23,23 3:4 39:1 63:21 77:22 102:18 127:8 139:3 143:2 145:11
	H	hat's 143:17	Hello 142:21	
	half 83:22,22 144:8	Haugen 9:19 14:20 84:8,8 84:12 101:3,3,9	help 2:17,24 38:15 44:18 58:12 64:14 109:17 113:1 140:22,23 141:2 141:16 144:6	homeless 50:14,16,18
	hand 54:17,17 116:13 149:10	headache 98:1	helped 145:21	homeownership 66:1
	handed 5:6 7:8 79:13 137:11	heading 73:24	helpful 38:3 71:23 100:10	Homes 114:19
	handle 9:20 30:23 69:17 69:20 82:16,19,23	health 19:22,23 64:25 107:21	Henriquez 143:19	honest 2:19
	handled 56:5	healthy 107:23	hereinbefore 149:5	hope 10:21 30:25 65:8
groups 64:7 77:6 103:1,4 137:13 138:20 139:20 140:12 141:7,9,22 142:6 142:12	handout 109:12	hear 29:25 46:25 52:10 59:2 78:3 96:3 109:25 114:15 136:18 142:17	high 38:17	hopefully 18:10 24:16 40:20 102:23
group's 38:9	hanging 11:4	heard 24:13 30:25 31:7 35:7 54:1 68:3 77:16 103:13	higher 121:9,10 122:4	hopes 118:23
grows 113:15	haphazard 70:11		high-level 60:3	hoping 38:7 57:24 137:19
guess 18:15 30:9 31:18 37:5 42:21 46:13	happen		Hill 37:24 56:16 114:20	horse 18:16
			hinder 10:15	hour 78:5 83:1,21,22

104:23 121:5 124:9 127:2,4 138:20 hours 3:24 4:2,4 124:25 134:17 house 38:2 household 49:1 62:24 65:10 68:17 households 7:18 8:14 48:24 housekeeping 141:20 houses 38:1 54:24 55:2,2 56:13 57:2 114:23 114:24 housing 6:1,6,21,24 7:17,22 8:13 9:9,10,11,16 10:1,2,4,9 13:24 14:7,11 15:16 17:15 18:1 22:18 25:6,10 26:7 31:24 32:1,3,5 33:3 35:19 36:25 37:4,6,15 40:12 41:22 43:18 44:13 45:21,23 47:9,10 47:12,14,18,24 48:2,3,16 50:12 52:5,17,20 54:16 54:21,21,25 56:5 60:16 63:4 65:20 66:24 67:7,17 68:10 75:2 79:21 79:23 80:2,7,13 81:1,5,7,9,14,15 81:19,21,22 86:3 86:19 91:4 93:13 93:23,24 97:1,2 97:15 108:18	110:7 112:23 113:4,8,22 114:23 115:5,16,19 117:8 118:17,21,24 119:4 121:24 122:1,4,11,13,17 122:25 123:8,17 123:23 124:4,10 124:14 125:6,10 125:10,19,22 126:10,14,24 127:13,24 128:20 128:23 129:1 130:1 133:10,19 142:23 143:12 145:7 housing-only 126:18 housing-related 15:17 80:2 108:18 110:8 112:23 113:5,8,23 115:6 115:20 145:7 HUD 7:20 9:13,14,24 10:6,10,13 12:13 13:3,4,8,23 14:5 16:21 18:4,7,8,22 19:17 20:8 23:6 23:13,14,18 24:23 25:3,17 27:7,11 27:12,20 33:8 34:8 38:15 39:25 40:5,9,14,20 42:6 44:1 53:25 54:13 57:19,25 58:12 63:17 64:17 65:1 71:6 84:20 85:11 85:19 86:2,12,13 86:15,16,20 87:2 87:5,11 88:1,1 89:23,25 90:6,12 90:20,23,24 91:2 91:3,16,24 92:13	92:14,16,18 93:10 93:19,21 94:1,1 94:20,23 95:1 96:6,17,24 98:7,8 98:17 99:15,18,21 101:11,13,15 109:22 114:3 116:21,21 117:6 127:10 130:16 136:10 143:17 147:1,10 HUD's 85:7 86:2,7,9,21,23 88:22,23 89:20 90:21 91:6,20 92:6 95:5 99:13 117:9 Human 19:22 humor 147:21 HUMPHREY 120:2,18,24 121:10 121:17,22 122:9 122:13 123:1,15 124:2,20 125:8 126:2,9,15,22 127:16 128:21 130:10 131:7 133:12 hundred 24:6 hurdle 129:15 hyperbole 95:18 hypertechnical 91:10 hypothetical 114:19 <hr/> I <hr/> ICBGs 129:9	ICGB 130:12 idea 4:17,19 17:16,23 39:25 57:4 71:6 82:9 91:16 100:19 118:6 ideal 25:8 ideas 5:1 119:22,24 142:16 identification 115:9 identified 79:8 90:3 96:25 97:6,25 identify 98:2 IHGB 9:4 15:15 23:18,19 23:24,25 61:20 62:6,19 87:13 101:22 IHGB 88:2 130:12 IHP 16:19 19:17 22:6 23:7,13,15,17,20 24:1,16 25:18 26:18,23 32:12,24 33:1,11 34:21 35:3 46:7,8,9 50:10 53:8 56:18 73:23 110:12 111:9 112:15 115:7,21 IHPs 23:7 112:11 IHP/APR 3:16 4:10,22 18:18 53:22,23 57:18 74:14 75:16 76:2 IHP/ARP	3:9 ii 28:7,7 41:16 43:25 44:5 49:13,21 50:3 69:23 71:13 iii 28:7,8 50:22 62:23 63:3 69:12,23 71:13 illogical 95:21 imagine 69:3 104:21 imbedded 39:6 immediate 88:20 immediately 93:3,4 impact 129:19 130:4 impasse 42:10,18,22 implement 16:24 145:4 implementation 5:25 implemented 18:11 143:8 implication 47:6 importance 93:8 important 15:14 38:2 41:3 64:23 134:21 importantly 37:23 imposing 93:2,22 impossible 34:24 70:24 improve 142:25
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

inaccurate 56:17	121:7	105:6	58:17 88:13,24 110:9	20:25 33:8 34:8 37:20,21 43:5
inaudible 2:7,12 22:9 36:17 44:12 55:16 75:12 109:7 122:24 125:17 126:19 133:13 142:5 146:18	Indian 6:6,21,24 7:14,22 8:10,13 9:11,16 9:25 10:1,9 13:4,6 13:9,24 14:7,11 17:1,15 19:22,23 20:7,20 22:18 25:6,10 33:1 41:22 45:21,23 47:8,10,12,14,17 47:24 48:1,3,16 54:2 55:14 56:24 64:24 65:20 75:2 79:22,24 80:15,17 80:18 81:16 117:21,22 118:17 118:21,24 119:4 133:5	infrastructure 37:12,20 130:5	interpreted 71:3	59:19 65:4 69:15 72:7 82:8 96:8,8 100:9 108:4 119:20,22,25 120:4 135:10 136:14 137:12 145:5
include 16:21 26:12 34:20 35:25 46:12 47:14 56:23 72:20 110:11 112:10 140:2	indicated 24:24 65:20	initial 13:23 132:10	interpreting 86:5	item 3:13,21 4:1,2,5 5:11 6:10 7:9 8:5 8:17,18,19,23 9:2 9:18 10:17,24,24 10:25 11:2,17,20 13:2,16,17,21 14:14 15:7,8 16:9 16:11,14,14 17:5 17:16 19:12 21:5 21:8,9,9,20,21 22:24 23:1,2,3 24:10 25:15,21 26:6,10 27:23 28:2,6,12,13,25 29:22 30:4 40:2 43:18,19 44:19,19 44:22 47:22 52:2 52:3,3,3,4,15,16 52:18 58:1 60:5 61:17,17,18 62:10 62:11,17 63:3,4 67:10 68:16,16,20 69:12,20,25 70:1 71:12,16,17 72:18 72:25 73:2,5,10 73:10,11,11,13,13 73:13,15,15,20,20 73:21 74:10,15 75:10 77:19 78:22 79:3,8 82:5 101:7 102:3,6,7 131:18 136:22 137:1
included 12:7 26:17 28:9 47:3 50:17,23 75:2,17 109:15 120:2,8	individual 16:19 32:16 48:1	initiated 11:12	interrupt 141:13,17	
includes 115:9	individually 42:1 57:5 63:9	input 39:17	introduction 4:12	
including 6:16 26:7 52:5 92:21 100:18 101:22 109:9 111:11 115:12,15 138:5	ineligible 98:2	inside 86:22	inundated 32:5	
inclusive 61:22	ineloquent 117:5	instance 124:7	invite 136:24	
income 7:19 8:15 74:24,25 75:17 76:1,5,7,11 76:18 83:3 105:10 108:9,17,17 110:7 110:15 112:19,21 112:22 113:7,10 113:18,19,22 114:21 115:2,4,19	information 14:10 16:23 23:5 25:2,4,7,9 26:7,16 26:17 27:12 29:21 31:6 33:13,14 35:17 36:3,4,14 38:15,20 40:7,12 40:13 52:5,17,20 53:7,9,20,23 57:3 59:17 60:21 61:3 63:6 66:22 67:6 67:25 70:7,14 71:2,5,6,7 78:24 137:15 142:2	insupportable 94:22	involved 83:11 99:21 107:15 116:20,22 145:6	
incomplete 100:13	informational	integrity 38:21	involvement 144:18 145:2	
incorporated 146:12		intended 15:14 16:24 66:4 91:11 93:5	involves 74:23	
increase		intends 101:17	involving 92:13	
		intent 18:20 65:25 72:19 118:11,12	Island 106:9	
		intentionally 95:7	issue 5:12 13:25 19:2 27:7,8,9,19 29:8 35:4 41:14 57:1 60:16 67:18 75:13 75:14,25 76:24 77:1,11 78:11,15 78:19 79:18 80:10 82:11,22 83:4,14 84:10,13,16,25 85:10,23 92:16 95:22 96:20 98:14 105:8 108:5,9 110:4 111:2 114:12 120:4 127:1,17 128:13 131:11,24 134:21 134:25 135:8,17	
		interest 99:6		
		interested 83:12 149:8		
		interesting 132:10		
		interject 30:12 41:14,15		
		internal 114:3 129:10,21,25		
		internally 125:18		
		Internet 107:21		
		interpretation	issues	

5:3,4,6,14,15,16 6:6,9,14,19 7:5,9 7:19 8:25 12:14 16:16 17:17 21:4 23:1 24:12 25:23 26:14 27:4 32:16 32:25 33:23 36:19 42:3 44:5,8 45:5 46:21,24 47:13 48:2,12 49:5,14 50:2,4 51:7 53:18 69:22,23 71:10,13 74:3 78:21 82:19 83:16 103:5 136:17 137:7 141:14	146:25 147:7,23 Jad 84:9 95:10,20 96:6 jagging 107:10 Jan 78:17 79:10 January 149:13 Jas 4:8 11:10 12:22 27:22 30:5 51:11 77:2 Jason 3:11 7:2 8:6 10:20 12:19 14:17 22:6 30:13,18,22 39:19 42:16 44:14 45:24 51:22 53:13 55:13 57:17 59:16,22 60:11 61:6 62:14 65:2 66:11 67:14 68:13 69:11 71:8 72:12 73:5 83:19 132:8 135:24 137:7 138:6,21 139:15,18 Jenelle 149:3,13 Jennifer 4:25 7:12,24 63:22 147:17 Jeopardy 111:20 Jeremy 142:2,3,14 job 57:8 62:19 144:13 jobs 61:20 62:5 123:3 124:5 Joe 145:12 join	3:4 joined 17:9,21 147:11 joining 17:12 Jones 15:23,23 17:7,7,25 17:25 19:8,8,19 19:19 20:14 21:17 21:17 22:15,15 24:20 26:21,21 32:10,10 41:6,6 43:22,22 45:19,19 47:5,5 48:13 49:19,23 50:24 51:8 52:9 65:14 65:14 69:14,14 74:18,18 75:15,15 76:5,22 78:2,2 83:8,8 84:2 100:25,25 104:10 104:10 108:6,6 109:4,8,20 110:5 110:23 111:13,19 113:1 114:9,9 116:6,18,18 117:3 journey 2:25 Judith 34:12 36:21 38:24 43:16,17 44:19 46:19 47:1 49:8 60:14,15 63:10 65:4,18 Judith's 45:9 52:2 Judy 36:20 July 102:10 104:6 jumbled 15:4 jumping 12:24	June 13:11,11 25:3 104:5 jurisdiction 89:15 justifies 94:16 justifying 68:10 <hr/> K K 149:3,13 Kansas 92:14,17 93:6,14 Karin 45:11 46:14 47:7 50:4,21 63:23 70:21 104:1 112:2 121:11 130:23 132:25 133:15 136:25 KAZAMA 22:5,9 30:9 42:21 52:19 55:11 61:14 70:4 75:11 82:6 82:21 103:19 104:15 105:5 110:16,18 111:7 112:7 116:12 119:16,21 132:4 134:1,4 138:2 140:17 keep 4:7 16:16 50:12 61:1 65:8 103:14 107:17 113:18 114:22 139:24 keeping 25:22 keeps 126:3 keys 89:13	Kiana 148:5 kick 46:20 119:10 kind 2:5 4:22 15:4 33:12 34:19 38:5 40:3 44:9 46:10,18 53:13 60:3 64:17 70:24,25 77:4,25 82:13,17 92:5 107:17 113:12 121:3 129:18 132:17 kinds 47:15 50:16 King 32:8 67:13 know 5:20 11:2,13 13:20 17:14 18:19,25,25 19:4 20:9 22:10 24:5,24 27:11,19 31:3,7,25 32:17 33:14 34:5,8,13 36:3 37:15,16 38:14 39:22,24 40:2 41:9,12 42:1 44:4,24 46:4,13 48:4 50:6,12,15 53:3,10 54:9 55:12 56:12,21 59:24 60:2,24 61:1 63:21 66:16 66:18 67:17,17,21 67:23 68:4,7 70:23 71:4 72:16 77:21 78:8 82:13 83:2 86:19 99:1,7 100:20,20,22 103:23 106:21 111:10 112:8 113:5 114:2,7,10 119:21 123:15
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

125:12 127:23 128:14,17 129:21 130:8,25 131:21 131:25 132:10 133:5,9 134:6,20 137:19,23 140:8 140:10,21,24,25 141:21 142:15 143:1,5,23 144:6 145:4,5 knowing 135:3 knowledge 144:7 known 88:7 knows 140:7	84:19 86:1,1,4 88:8,9,23 89:6 91:13,16,19 92:9 94:25 95:5 99:3 100:12,14 101:1,4 101:9 109:19 110:19,22 112:5 114:2 117:24 118:2,2 130:25 131:12 135:11,13 138:10 largely 87:6 larger 35:22 largest 35:10 106:3 Larry 13:19 53:15 57:21 60:13 63:1 111:23 114:17 123:10 127:5,17 135:7 late 56:11 lateness 25:2 law 20:21 32:22 33:23 34:1,4,4 41:21 43:6,11,25 44:3,6 48:21 49:6 65:18 65:22 80:6 81:22 86:5 88:12 93:13 118:8 131:24 132:6 133:7,7,18 136:5,8 laws 5:24 79:23 81:5,9 81:11,19,21 118:1 118:5 133:4,4 lawyers 95:14 lay 114:4	layer 97:13 lays 25:17 96:7 lead 4:15 27:3 leader 144:22 145:20 leaders 145:21 leadership 66:17 143:18 leading 145:13 leave 46:21 111:22 114:5 114:11,14 116:2,4 116:9 leaves 46:5 Leech 106:7 left 3:16 45:8 78:12 84:17 93:17 137:18 left-hand 48:15 legal 4:6 46:20,21 85:11 95:18 96:10 100:21 legally 94:22 95:21 legitimate 111:2 length 10:14 lengthy 13:21 Leon 64:22 106:1,19 146:24 let's	4:4 10:16 33:2 42:14,19 43:12 45:5 46:20,21 48:19 51:18 52:3 56:22 61:5 79:5 83:6,12 102:2,13 104:25 105:19 115:25 136:11 level 24:15,17 35:11 36:2 37:22 59:2 69:2 105:10 112:6 121:15 122:4 132:15 levels 48:24 49:2 leverage 115:13 lie 14:19 life 2:21 light 15:6 52:14 117:13 limit 4:1 64:10 67:24 84:21 88:7,13,14 88:15,17 89:2,5 90:15 92:7 94:6 95:2 96:17 101:21 111:25 limitation 85:4 93:22 limitations 64:6 limited 23:14 101:22 118:18 119:10 126:24 limiting 85:24 91:6,14,17 96:21 97:4,21 98:11 limits	88:18 line 4:8 18:23 26:6 38:10 39:6 41:9 43:18,19 44:18,19 44:21 46:19 62:11 79:15 87:5 89:21 91:9 114:25 lined 20:11 139:10 lines 100:18 link 47:17,19 49:4 linked 45:23 48:1 linking 57:25 list 3:14 5:5 7:9 8:24 13:15 31:23 44:16 59:10 67:4 78:19 120:3 listed 22:12 43:2 46:24 listening 40:21 lists 72:22 little 2:21 14:2,9 18:3,16 20:4 24:9,14 29:3 33:21 37:6,8 42:21 43:11 50:22 71:18 78:23 95:13 95:18 106:17 117:17 118:13 130:19 140:24 143:24 live 105:24 lively 62:10 living
<hr/>				
L				
labor 127:1 133:2 Lac 106:8 Lacs 106:7 Lafe 84:8 101:3 Lake 106:7,7,9,14 lakes 107:16 land 35:23,23 39:2 56:1 56:2 language 6:9 9:5 11:25 15:20 19:5,15 23:10 24:10 26:5 28:17 29:14,20 30:12,17 37:4 40:5,8,17 46:6,16 47:2 49:8 49:9 62:4,7 65:23 68:18 79:15 84:18				

106:10	47:7,23 54:16	love	117:11 118:23	69:13,14,19 74:15
local	57:8 64:5 69:5	2:8,14 3:1	mandated	74:16,17,18 75:15
65:4 66:19 124:13	73:9 75:6,24	loving	129:11 130:19	76:19 78:1,2 83:8
127:19 136:10	76:23 85:16 86:4	2:19	mandates	100:25 104:10
locality	96:13,14,22 97:17	low	143:1	105:8 108:4,6,25
37:19	115:3 130:18	11:4	manner	110:3,19 111:12
locally	133:1,14 138:7	lower	17:1 19:13 20:20	114:8,9,16 116:5
66:19	140:4 143:23	106:8 124:6	23:14 35:16 56:6	116:15,17,18
locations	looked	low-income	58:14 70:10 93:4	117:1
38:3	88:13 140:19	117:8	95:8 101:20	Marvin's
LOCCS	looking	Lumbee	115:12	4:19 34:19 45:4
78:21 84:3,4,6 85:1	20:1 26:18 34:15	146:2	Marasco	70:6 103:21
85:3,7,12,13,13	45:15 65:7 83:20	lump	34:12,12 36:21,21	master
86:9,14 87:4,10	83:21 103:20	55:20 56:3 69:17	43:17 60:15 63:11	139:25
87:12,13 88:3,5	119:22 131:22	69:22	64:3,19 65:12	matrix
88:21,22 89:1	137:22	lumping	120:22 121:14,19	79:17
90:4 92:15 93:20	looks	56:18	122:6,10,23	matter
94:5 95:7 96:10	59:18	lunch	125:16 126:7,13	20:1 52:24 65:25
97:9,24 98:7,10	Lord	51:14 78:6 79:1,4,6	126:21 129:6	134:8
98:21 100:3,20	2:9	102:1,7,17 105:1	130:15	maximum
lock	lot	139:16	market	117:20
89:10	18:2 23:21 25:5	Lundgren	124:10	mean
locking	31:22 33:16 46:5	149:3,13	Marking	19:16 20:14 32:3
89:16	46:12 53:8,23		28:22	41:21 44:21,22
logic	70:15 71:22 75:5	M	Marty	50:16 55:16 57:10
109:24	75:10,13,13 76:23	machines	131:20	61:8 66:5 70:25
logical	82:7,11,22,23,25	107:12	Marv	71:2 98:6 110:20
19:15 109:24	83:24 97:25	Madam	14:15 17:4,23	120:3 127:22
long	103:23,23 104:17	18:13,15 19:14	22:14 25:12 26:20	130:10 138:23
61:1 83:17 86:12	104:18,20,25	20:3 21:1,12,13	32:9 41:5 46:19	139:2,4
88:25 89:12 91:21	105:7,14 106:10	37:2,3 38:18	48:11 51:7 52:8	meaning
98:4 129:11	107:8,18,22 108:4	39:12 54:14,15	76:4 83:7 84:1	48:23 96:21
138:10	111:23 119:22,25	58:21 64:11 95:12	100:24 104:9	means
longer	120:4,6 124:9	109:3,7 110:2,3	112:25	18:8 39:18 64:1
33:22 54:18	127:24 128:13	113:14 115:3	Marvin	88:18 90:4 92:7
longest	132:5 133:19	123:21 128:3	4:24 15:22,23 17:7	93:22,25 96:15
145:10,16	134:9 135:10	136:11 147:4,9	17:25 19:8,19	99:24
long-standing	140:19 143:16,19	magnitude	20:13 21:2,16,17	meant
86:16,20	143:21 144:23,24	2:22 130:5	22:15,19 24:19	20:10 113:15,20
long-term	144:24	mainstay	26:21 32:10 41:6	median
147:13	lots	129:18	43:1,21,22 44:13	7:19 8:15
look	63:14 147:18	making	45:18,19 46:23	medium
4:21 24:15 35:2	louder	10:4 40:21 41:7	47:3,5 50:23	35:22
38:14 42:23 46:9	29:3	56:10 63:7 115:2	61:23 65:13,14	meet

10:3 53:1 64:8 77:10 83:3 88:21 113:3 118:3 121:3 129:15 141:8,25 meeting 3:17 74:22 77:14 82:7,10 83:1 102:9 109:13,14 118:10 137:6,15 144:4 149:4,7 meetings 77:13 82:8 146:3 meets 88:25 Melissa 116:24 117:5 member 79:10 144:17 149:8 members 4:18 27:13,13,17 28:16 29:18,19 31:3,4 80:18 81:18 82:12 105:12 109:23 116:4 118:9 123:23 143:13,14 memo 86:15,22,23 87:5,7 87:10 88:22 89:20 90:20,21,22 93:19 96:7,9,11 99:5 memory 103:17 mention 53:25 mentioned 14:21 Merriam-Webster 88:14,15 met 69:16 97:11,12 146:4 method 97:8 98:13	Mexico 124:8 125:9 middle 29:14 34:1 37:18 mid-July 14:4 Mille 106:7 million 56:13 mind 4:23 16:17 77:3 120:5 minds 144:24 minimal 31:12 minimum 7:13 8:10 73:22,24 124:8 Minnesota 1:15 105:22,25 106:2,10,12,18 minutes 3:17 4:11 72:5 102:8,12,13 104:3 134:18 145:19 mirror 91:3 93:13 99:4,9 mirrors 86:1 misinterpretation 110:25 missed 44:1 missing 77:15 79:8 misspoke 139:16 mistaken 76:10 mistakes 72:17 mixed	39:2 130:12 mixture 27:6 model 130:17 modification 7:10 13:12 16:11 133:13 modify 59:13 113:20 modifying 121:25 moment 131:16 145:24 momentum 45:7 money 87:15 113:4,22 114:20,24 129:13 129:21,23 130:17 130:20 monitoring 89:24 90:1,1,3,6,9 90:11 92:7 98:9 monthly 87:17 100:8 months 3:6 125:21,21,21 moon 107:6 morning 2:5 3:16 4:9 5:4 15:2 137:21,22 138:19 141:21 146:10 147:24 move 3:15 7:7 15:6 19:11 20:9 25:22 40:16 42:14 45:4,7 51:25 52:12 59:18 61:9 104:12 130:2 132:7 135:8 136:17 146:12 moved	132:16 147:12 movement 44:23 moving 10:18 14:1 20:25 25:21 43:12 55:5 71:15 multi-family 39:1 Mutual 114:20 <hr/> N <hr/> NAHASDA 1:12 18:10,12 20:17,21 23:16 56:14 65:11 79:19 80:2,14,16,19,23 81:8,15 85:19 86:4,6,18 99:9 102:9 118:6,20 123:2 143:1 145:3 name 3:7 87:1 105:24 142:19 144:2 narrow 56:22 Nation 32:11 national 33:14 Native 6:1 64:6 natural 107:16 naturally 34:6 nature 76:11 99:13 Navajo 143:12 nearly 74:24 near-elderly	63:20 64:12 65:10 68:17 necessarily 19:3 30:14 38:13 40:25 necessary 57:6 need 4:4 7:14 8:11 19:4 21:20,25 22:20,22 29:7 33:5 37:11 37:24 39:13 41:23 42:10 43:14 45:20 47:25 49:8 51:10 54:19,24 55:12,15 56:23 57:2 58:23 59:16 60:23 65:18 67:25 71:5 77:7 77:18 78:3,25 83:1 94:15 96:3 99:19 101:7 104:6 108:20,24 111:13 112:15 114:25 115:1 126:7 133:7 133:8 135:12,15 135:18 137:5 138:6,20 146:19 needed 20:10 36:6 54:18 76:2 needing 75:17 140:18 needs 32:23 47:20 52:25 53:3,7,12 54:13 54:16,17,20,23 55:4 56:7,20 57:1 57:1,8,19 59:3 64:8 70:8,25 75:3 75:25 76:24 101:1 104:7 128:15 140:20,21 neg 143:5
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

negative 8:18 16:10 21:8 25:18 28:12 50:4 50:5,7 60:10 62:21 68:20 71:12 74:10	111:5 112:18 124:8 125:8 131:14 133:3	notice 13:8 59:7 84:23 85:5,9,19 87:6,7 87:10 90:14,19 91:1,4,18 92:1,25 93:6,11,16 94:8 96:16 99:12,17,20 100:2 101:16	obligate 9:10 99:25 observation 143:5 observed 143:16 obviously 51:10 54:15 96:8 108:12 128:18	60:6 61:11,25 62:18 82:5 83:6 96:24 104:13,16 105:17,20 108:2 110:5 114:15 115:24 119:19 121:18 122:3,6 125:16 131:15,20 133:24 134:11 135:6 136:23 138:1 140:16 141:5,8,8 142:5 142:11,14,15 147:7,23
negatives 7:3 10:18 11:21 12:22 14:14 73:4 82:4	newer 18:17 nice 57:15 105:18 141:24	noting 24:11 nowadays 103:17	occasions 68:3 offer 9:17 10:10 12:15 14:12 25:25 26:15 27:6,24 28:15,16 29:19,20 31:16 40:5,16 45:4 61:18 66:1,15 68:24	old 14:18 79:25 OMAP 97:14 147:14,18 OMB 12:7 116:1
negotiate 5:24 18:24 19:2 29:5 36:20	night 77:17 78:4 85:16	number 8:19 9:1 44:2 48:25 49:3 86:1 92:20 105:23 106:2 116:19	offerings 2:13 19:9 62:7 offering 63:2 offers 29:14 office 86:7,15 136:10 official 96:9 OGC 147:19 oh 14:23 74:4 Ojibwe 106:15,15 okay 3:8 4:4 7:3 8:6 10:16,18 11:21,23 12:22 16:2,4,13 16:17 17:10 22:3 22:25 26:20 27:22 29:10 30:22 48:14 48:20 49:16 50:1 51:6,22,24 52:16	omitted 79:16 omitting 105:15 once 4:15 5:7 12:24 17:10 40:22 103:2 137:20 ones 44:16 52:11 one-fourth 144:11 one-half 144:12 one-liner 46:10 online 88:14 open 29:7 59:7 76:14 99:6 104:11 141:11 opened 23:4 144:23,24
negotiated 1:12 2:1 6:3 32:14 33:9 46:21 132:11 148:1	nights 146:10	numbers 5:24 8:23 34:13 68:10		
negotiating 20:2 29:2	non-compliance 84:23 85:6,21 90:14 92:18 94:2 101:12,13,18,19 101:23	nutritious 107:20 nutshell 119:11		
negotiation 16:21 18:7 19:16 24:21 25:13 27:3 28:13,25 29:8 30:8 42:5 68:21	non-consensus 19:12 21:9 28:13 28:19 29:22 30:10 30:15,16,21 69:12 72:12 102:6 141:14	O		
negotiations 3:10,13 6:4 18:8,22 27:23 28:3 30:4 75:19 76:10 108:14 144:18	non-program 113:10	object 32:16 33:12,13 35:8,20 36:12 41:8 42:7 52:10 52:12 95:16 123:8		
neither 149:6	noon 10:19 normal 90:10	objected 36:23 objecting 119:19 objection 20:24 35:18 39:10 42:2 44:5 51:5 60:2 69:21 95:5		
net 93:2	normally 81:14,18	objections 20:22 33:15,17 34:11 60:2,4 69:16 108:12 116:10 135:23		
never 80:7,12 92:1 129:22	North 106:23 146:2 Notary 149:3			
new 13:14,14,25 15:19 16:18 17:3,17 23:5,9 26:13 29:20 30:17 31:9 42:24 66:6 87:3 92:23 107:5 108:14 109:4	note 62:9 147:10 148:4 noted 101:3 notes 40:21 46:24 72:17 139:9			

operating 115:8 128:7	organization 68:25	13:1 15:6,7 23:1 25:23,23 26:14	participating 80:23	people 2:8,12,18,22,23
opinion 31:18 46:12 54:4 58:17 79:9 85:12 86:9 94:21 95:25 96:1 140:24	organizations 124:19,21	71:16,18 73:21 103:10,10 109:18 109:21	participation 136:25 141:11 142:15 143:16	33:6 37:16 40:8 40:10 42:7 48:18 52:10 66:3 67:18 70:15 83:10 96:2 103:23 104:12 105:12 106:10,24 106:25 107:19 116:19,20,22 119:24 146:4 147:10,11,14,18 147:19,21
opinions 31:12	organize 139:20	pages 9:22,23 26:17 27:12,17 41:11	particular 4:20 33:6 42:2 53:11 65:22 86:5 89:21 91:9 108:8	percent 7:18 8:14 140:6
opportunities 117:7 118:9	original 138:4 148:4	paid 124:5,8	particularly 117:13	perfectly 20:23
opportunity 4:15 23:20 24:8 30:12 35:15 36:1 39:15 40:10,16 41:2 59:16 84:24 85:5,9,20 90:14 90:19 91:1,5,18 92:1,25 93:7,12 96:16 99:12,17,20 100:3 101:18 117:25 141:4	originally 73:12 79:17	paint 57:7	parties 93:15 98:1 149:7	performance 6:24 9:12,17 10:2 12:8,12 26:9,10 34:7 41:23 45:21 46:2 47:19,21 49:17,24 72:21,22 75:3
opposing 100:21	outcomes 15:9,11,13,18 16:7 21:22 22:2,16 33:24 34:6,6,9 41:19 47:17 48:5 48:6,20 49:14 51:1	paperwork 31:10 32:6 89:8,13 89:19 92:21 94:11 94:15,17	parts 52:21 115:7 140:18	period 136:8
optimistically 24:8	outlined 5:10	paragraphs 13:1	pass 34:8 43:9 120:23 136:3,6	perished 145:17
optional 28:22 60:17	outlines 23:16	parities 149:4	passed 40:9 106:24 118:19 118:20 138:9	permanent 61:20 62:19 127:8
options 40:6 119:22	outputs 41:17 48:21,23 49:11,20	parking 75:5,9,13,13 76:23 82:7,10,22,23,25 83:24 103:22,23 104:17,18,20 105:7,14 108:4 111:23 119:22,25 120:4 128:12 132:5 135:10	path 2:9,16	permissible 85:9 108:16
order 5:14 12:24 22:13 25:6 31:18 39:8 61:17 63:2 66:7 79:22 84:20 122:6 130:2	outright 99:15	part 12:15 26:1,2 34:6 45:7 47:3 54:12 57:22 61:13 77:9 80:9 81:15 84:24 90:1,3 91:14 97:13 98:24 104:18 133:6 146:14 147:1	Paul 1:15	permitted 91:22
ordered 21:16	outset 98:3	partially 32:15	pay 121:20,23 123:5,12 124:11,15 126:5 127:2 131:23	person 63:25 64:1,1 104:4 107:23
ordinance 122:15,24 126:13 126:15 129:19 133:18	outside 107:9 135:4	participate 78:7 80:16 104:19	payment 85:24 88:18 97:8 98:14,19 123:24	personal 54:4 147:10
organ 5:22	overall 4:25 31:8 64:5	participated 137:13	payments 84:21 85:4,22,23 88:8 90:16,25 91:8,8 93:23 96:17 97:5 98:20 99:18	personalities 146:17
	override 64:20		penalize 61:4	pertaining 16:25 43:5
	overturn 132:1		penalties 60:24	phase
	overview 119:12		pending 78:12	
	<hr/> P <hr/>			
	page 7:8 9:6 10:24 12:25			

92:11 philosophic 128:11 phrase 88:17 pick 132:22 picture 38:4 57:7 piece 56:13 63:5 130:17 132:23,23 pieces 132:14,14 PIH 87:6,7,10 94:8 Pingley 116:25 117:4,5 place 38:9 64:17 120:17 130:6 140:20 149:4 places 37:21 67:5 107:11 plain 88:11 94:5 plan 6:7,21,24 7:17,22 8:13 9:11,16 10:1 10:9 13:24 14:4,7 14:11 17:16 22:18 24:5 25:6,11 36:25 37:5 41:22 45:21,23 47:9,10 47:12,14,18,25 48:2,3,16 54:17 54:21,25 55:1,6 65:20 75:2 145:3 planned 48:22,22,25 planning 14:16 54:23 plans 37:13 57:5 139:2	play 5:8 146:18 please 38:12 59:4 119:17 136:10 144:1 145:23 pleased 130:22 pleasure 111:17 116:5,9 135:9 136:20,23 141:7 plenty 14:7,8 point 20:9 31:15 48:16 48:18 54:6 59:21 69:18 86:3 91:24 96:4 99:4 114:11 114:13 121:14 132:10,17 134:2 134:18 136:1 pointed 3:15 91:13,24 pointing 139:19 points 128:3 139:16 policies 63:21 64:16,17,20 policy 65:5 127:13 128:9 128:10,19 political 81:17 ponders 107:4 poorly 97:1 population 106:5 Portage 106:8 poses	64:9 position 58:13 70:6 85:7,12 86:9 96:10 97:22 98:23 100:10,23 109:1 positions 100:21 positive 145:13 possible 28:2 39:17 44:14 44:24 possibly 36:19 104:24 145:14 posture 19:3 pot 129:13,23 potential 131:11 potentially 111:6 practice 19:20 86:16,20,23 Prairie 106:9 prayers 2:5 preamble 19:11 20:16,25 21:15 42:11 71:22 71:24 72:2 102:20 102:21,23,24 103:2,3,5,6 109:9 109:18 137:10 139:17,18,20,23 139:25 140:5,8,18 141:17 142:12 prefer 40:11 preference 79:22,24 80:17,20	80:25 81:1,4,18 117:14,22,23 118:1,4,8 prepare 18:10 85:11 prepared 86:15 presence 7:18 8:14 present 3:13 4:24 5:12,13 7:11 8:5 10:24 13:1 43:9 78:17 79:8 83:15 88:16 88:19 presentation 4:12 5:14 7:2 79:9 presentations 84:7 presented 4:18 21:7 27:1,11 39:23 74:13 137:23 presenting 28:18 president 142:22 144:23 145:11 president's 24:4 presumably 47:20,25 83:16 presuming 57:22 pretty 10:13 13:21 24:3 31:4 34:23 46:3 46:11 92:15 96:7 131:22 138:15,16 prevent 91:16 95:6,7 previous 4:17 8:25 11:5 21:21,23 24:10	74:6 79:19 109:13 143:5 previously 9:13 10:6 11:3,14 11:15 12:2,11 23:4 32:11 142:4 pre-conditions 89:1,4 pre-drawdown 89:24 90:2,3,6 92:7 price 124:9 primarily 140:10 primary 53:2 prime 131:3 principles 2:14 prior 91:5,17 92:18,22 106:9 priority 63:13 privilege 145:3 probably 8:24 23:22 33:21 60:25 140:20 145:14 problem 33:19 34:21 57:22 64:4,9 123:4,12 136:9 problems 37:20 55:21 56:4 60:19 68:10 89:21 90:2 121:1 124:11 145:4 procedural 93:17 procedurally 82:15
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

procedure 42:23 90:10 135:19	105:10 108:9,17 108:17 110:7,15	protect 107:13	5:24 40:24 59:12 81:13 86:3,19	53:7 110:11,12 146:5
proceed 51:13 76:20 77:5 77:12,20 101:2 134:8	112:19,21,22 113:7,18,19,22 114:21 115:2,4 127:20 145:4	protection 3:2	91:3 118:17 119:3 137:17 147:4 149:3	p.m 105:3 148:2
proceedings 146:13	programs 35:1 65:5 66:15,16 96:18 117:9 119:2 119:8,9	protections 92:11	published 59:7	Q
proceeds 113:10	project 2:10 54:19 98:12	protocol 4:2,7 11:6 21:25 29:11 30:17	pull 5:19 58:11 70:9 139:9	quality 59:1
process 4:22 23:6 24:25 25:1,4,10,17 26:19 29:20 36:2 40:22,23 44:3,9 66:7 84:20,23 86:14,17,25 87:8 87:9 90:2,6,9,20 91:12,23,25 92:11 93:8 94:14 95:4,8 98:3,5 128:4,12 132:16 134:14 135:4 138:12,15 141:1 143:4,15,24	projected 13:10	protocols 29:13 134:16	pulled 33:21,22 41:25 47:23	quarter 14:3
processes 24:23 86:25	projectors 142:11	provide 9:25 13:8 18:4 28:22 32:13,18 33:3 34:5 39:14 54:3 56:9,19 67:6 69:7 70:18 75:7 80:17 85:19 89:11 91:1 92:21 99:6 100:2,6 141:2 144:6	Purnell 146:1	quarters 23:23
processing 107:8	projects 96:18	provided 10:6 13:5,23 20:19 23:17 32:11 33:10 56:1 92:1 100:1 101:15,23	purpose 5:21,22 9:12	queries 142:16
produce 40:24	prolong 20:15	provides 81:13 117:14	purposes 20:16 97:23 105:6 115:11	question 18:13 38:7,22,23 38:24 39:10,14 40:3 41:1 50:18 52:19,22 53:16 54:12 58:6,8,19 66:10 74:19 75:15 75:24 76:14 108:19,23 110:12 110:24 112:2,9 115:23 128:5,5,11 128:17
produced 49:1	properly 139:6	providing 9:8 10:3 37:6 81:1 101:15,17 117:7 118:8	pursuant 5:23 80:18	questioning 82:24
product 11:5	proposal 36:23 38:10 47:4 61:12,23 76:9 131:14	provision 16:24 18:9 50:11 65:19 85:8,17 86:6,18 91:3 92:1 93:16 96:13,23,23 99:8 118:12,12,23 120:20	push 37:6 83:22	questions 7:12 36:6 39:5,7 54:5,7,8,11 58:14 82:1 96:12 119:14 136:2
Professional 149:3	propose 5:1 6:12 19:10 25:22 43:18 48:8 52:4 58:7 60:17 69:17 71:17 130:24 135:11	provisions 18:5 19:13 33:19 65:17 93:12 117:11,14 119:12	push-pulls 107:4	quick 96:12 138:15
professionalism 143:19 147:20	proposed 6:10 17:3 20:18 40:18,20 45:22 52:25 58:4 65:15 74:24 75:19 76:16 84:18 94:25 95:8 100:12 101:4 108:14 118:2 119:13	public	put 7:20 24:5,23 32:2 34:20 35:2 37:11 39:5,25 42:3,6,10 45:13 47:13,16,17 48:3,4,6 54:7 56:18 62:3 69:20 70:11 75:9 87:11 92:19,20 93:19 98:3 111:9 116:13 121:12 125:11 127:23 130:6,17 130:20 144:9,10 144:16	quickly 5:21 105:25
program 15:14 33:4,6 37:25 65:25 66:4 69:3,4 74:24,25 75:17 76:1,5,7,7,11,17 83:3 93:24 99:3	proposing 18:18 44:7 101:10 110:22		puts 33:1	quiet 14:15
			putting 16:9 20:24 35:23	quite 18:25 41:8 120:11 144:21
				quote 93:15

R	reads 117:18	receive 7:14 8:11 48:24	71:10,25 72:8	regions 55:19
raise 59:9 120:12	ready 78:17 79:3,7 84:6,9	49:1 92:8 93:15	records 50:12	regular 121:7
raised 59:8 74:20,20 90:5	88:16,19 103:2	118:18 129:13	red 79:15 106:7,14	regulation 5:16 7:10,13 8:9,20
96:8 128:17	114:10	received 56:16 85:15 86:6	reduce 31:9 84:21 93:3	9:1 11:3 13:12,25
131:12 134:24	real 107:17,23	receiving 16:25	95:2 101:21	14:1 16:18 17:3
raising 121:2	realize 81:16 104:2	recertification 89:7,13	reducing 85:22 91:6,17	20:18 27:10 32:22
random 55:22	really 8:3 24:24 29:25	recess 51:20 105:2	reduction 34:23	40:5,9,18 43:2,5
rate 10:19 120:23,25	35:19 36:9 39:13	recipient 12:5 15:15 16:19	reestablishing 4:13	44:17 50:19 54:7
121:5,15 122:7	39:23 42:7 54:17	16:24 23:18 26:11	refer 8:21,24 75:5	54:10 58:6 63:19
132:21	54:19 55:3 56:7	34:20 63:9 85:25	reference 20:18 26:4 63:21	70:18 75:19 76:1
rates 131:6,13 133:14	57:11 69:7,9	88:25,25 93:5	72:25 80:24	76:3,17,25 100:13
rationale 86:12	96:11,22,23 97:7	99:19 100:2	references 47:8 104:5	108:14 111:5,15
Ray 2:4	97:10 99:3,8,13	101:16,17 115:11	referencing 74:2 109:10	117:22 120:15,19
reach 26:3,14 27:1 62:11	100:11 106:11	recipients 67:22 98:8,15	referring 61:14	126:2 131:25
reached 26:3 76:17 108:15	107:13,22,24	117:19 118:3,15	refers 20:18	135:3 143:8
109:5 143:21	113:19 120:7	118:25 119:1,7	reflect 26:11 34:18 49:17	regulations 4:20,21,25 5:1,25
react 95:15	143:3,22	recipient's 12:7 101:12,21	regardless 48:2 66:4 115:4,18	6:4,8 15:9 17:18
reaction 109:22	reason 65:15 92:9 106:20	recognize 71:5 147:10	regards 40:15 46:2	22:13 33:9,11
read 23:11 36:22 71:25	111:8 119:6	recognizes 17:1 20:20	region 24:13,13	42:23,24 44:4
72:3,7 74:11	reasonable 101:16	recommendation 37:3 45:9 53:11	regional 24:15,17	68:18 76:6,15
89:19 101:7,10	reasonably 115:10	114:16 116:3		90:7,8,11,17
102:2 107:20	reasoning 87:5 91:10	133:25		109:6 121:13
108:15 110:6	Reauthorization 102:9	recommendations 75:7 111:22		130:20 132:11
112:7 113:15,24	rebuild 68:11	recommends 117:15		133:5 144:14
138:14	rebutted 91:20	reconcile 79:22		regulatory 62:4,7 142:25
reading 92:5 109:15,20	recall 11:4,13 22:11	reconvene 78:8 83:25		rehab 97:1,2,15
111:24 137:10	55:15 79:17	record 7:4 21:25 27:18		reimburse 98:17
138:10,12	116:14	28:5 30:2 62:9		reimbursement 94:14 98:19
readings 86:24	receipt 94:16,17			reiterate 30:24
				rejected 91:9,19
				related 6:6 32:24 94:11
				120:4 149:6
				relating

80:20 81:2 relation 20:5 relationship 19:25 62:5 relative 149:8 release 92:23 released 87:15,22,24 90:18 92:12 relevant 63:8 66:19 71:1 relies 87:5 Relocation 132:13,19 reluctant 120:23 rely 71:2 72:3 111:15 remaining 137:2 remedial 101:11,22 remember 38:20 56:11 63:20 119:23 remind 16:15 102:18 remiss 3:1 remote 37:17 remoteness 37:11 removal 74:24 76:12 remove 43:4 removed 16:1 removes	75:20,21,22 rental 66:1,2 114:20 renumber 51:10 reopen 11:7,19 21:24 22:4 22:22 30:7,14 reopening 11:22 22:1 30:4 Repeat 73:5 replies 31:8 replying 70:11 report 6:24 9:12,17 10:2 12:8,12 26:9 33:5 34:7,25 35:15,21 36:8 41:23,24 45:21 46:2 47:9 47:18,19,21 48:6 48:7,8 49:17 64:13 67:24 68:1 75:1,3 103:24,24 108:20 113:23 reported 47:21 48:1,4 49:6 67:1 75:18,23 76:2,15 114:24,25 128:15 Reporter 149:3,13 REPORTER'S 148:4 149:1 reporting 18:23 20:6 32:23 34:14,22,22 36:2 45:22 59:4,6 108:21,24 110:11 110:11,14 114:1 115:1,20 reports	72:22 represent 2:8,21 35:8,11 142:20,23 representatives 94:25 143:18 represented 36:7 represents 102:22 103:7 request 45:10,12 72:7 78:4 94:12 requested 141:15 require 9:24 10:8 33:10 34:9 50:11 56:20 85:5 87:13,19 89:8 97:18 136:5 required 11:17 14:3 19:18 32:2,22,24 33:23 34:1,4 41:21,22 43:2,25 44:3,6,17 45:5,20 47:25 48:3,17 49:5 52:21 53:18 54:10 59:13 63:5 65:17 72:22 75:1 76:4 87:21,23 96:16 100:5 115:6,16 120:21 123:5 124:6 129:8,15 requirement 34:3 62:3 75:23 86:11 108:21,24 110:10 requirements 16:22 23:12,16,17 26:9 45:14 73:22 75:21,22 76:9 85:15 86:17,25 87:8,18,20,24	91:12 92:21 93:1 93:9,12 94:3,7 108:19 110:9,15 112:12 113:12 117:6 118:3,11 119:11 120:8,14 requires 84:23 85:19 88:12 91:4 97:12 99:12 131:23 requiring 94:11 research 70:8 99:7 researching 139:5 reservation 55:25 106:4,5,7,13 106:14 127:3 reservations 56:2 102:18 107:13 residents 117:8 resolution 133:17 136:3,6 resolve 35:4 85:10 88:3 89:1 101:18 resolved 94:20 resources 32:19 33:16 115:7 115:10,14,15,21 143:3 respect 134:20 140:11 respectful 134:22 respectfully 72:7 responding 39:16 responsibility 18:3 102:19	responsible 54:20 responsive 54:20 rest 10:22 28:7 34:25 42:4 44:9 45:8 53:5,18 69:15,23 104:17 136:16 142:18 restate 8:7 110:4,13 restored 146:22 restrict 88:15 95:3 100:16 101:21 restricting 88:19 100:18,18,19 restrictions 74:25 restructured 80:9 results 15:14 33:6 retained 112:20 rethinking 139:7 retired 146:6 return 2:24 3:5 51:19 102:1,18 review 23:7,13,14 25:17 44:9 87:20 94:18 103:11 140:2 141:4 reviewing 141:2 reword 80:11 rewritten
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

140:18 re-present 43:15 rice 105:19 106:19,20 106:24 107:1,4,17 110:24 rices 107:15 right 3:9,11 4:8,16 5:19 5:21 9:2 10:18,22 15:25 16:14 17:1 19:5 25:16,21 34:25 43:12 49:22 49:24 51:11 58:1 58:9 62:25 69:11 70:14,21 71:8 76:6 83:10 84:3,5 84:11 93:6 100:16 101:6 102:5 104:22,24 110:24 111:25 112:22 116:8,10 117:4 120:5 122:4 123:2 124:3 125:8,24 135:22 rightly 145:6 rights 93:17 road 39:4 roads 35:24 Robert 105:20,24,25 108:2 144:3 Rodger 29:23 30:19 102:4 141:12 Ron 142:22 room	2:13 104:11,13 141:24 142:8,9 rooms 82:17 141:22 142:3 142:6 round 105:19 row 16:16 rulemaking 1:13 2:1 6:3 132:11 148:1 rules 3:9 5:8 run 45:25 69:2 82:14 104:23 146:8 running 35:1 67:23 81:5 rushes 102:16 <hr/> <div style="text-align: center;">S</div> <hr/> sake 7:21 12:14 55:17 56:25 58:9 sale 113:10 salmon 32:8 67:13 108:7,9 sampling 55:23 sanction 122:11 Sandra 18:14 58:20 96:5 113:13 123:20 128:2 129:6 131:17 147:8 satisfy 87:14 88:4 94:7 save 97:25 SAWYERS	31:14 42:9 43:8 115:25 135:15 saying 7:23 29:15 41:25 43:1,10 55:1,17 56:12 64:3 65:19 91:20 94:8,13 96:20 97:14,16 98:15 121:8 124:3 124:3 125:20 130:1 133:15 139:8 says 4:2 6:11 9:24 13:8 23:6,12 34:5 38:11 39:12 47:9 47:11 65:20 72:21 73:22 87:25 96:15 96:24 99:18 100:6 100:17 117:18,19 118:21,24 126:4 126:16,22 scale 121:24,25 122:3,18 122:20 123:1,3,7 123:13 126:5,8,17 126:18,23,25 127:7,10,11 128:25 129:1,4,12 129:16 133:21 scales 124:22 125:2,4 130:13 133:23 SCAS 114:19 scenario 65:6 125:17 schedule 77:9 83:22 scheduled 6:4 scheme 31:8 schools	146:7 scientifically 71:3 screen 79:11 116:13 121:13 scroll 79:14 117:16 se 137:24 SEAL 149:10 search 22:16 season 107:5 Seattle 53:1 102:10 second 2:18 7:8 52:22,23 54:12 87:19 97:17 119:7 144:3,16 Secondly 134:25 139:19 secretary 18:4,13,15 19:14 20:3 21:1,12,13 37:2,3 38:18 39:12 54:14,15 58:21 64:11 95:12 109:3,7 110:2,3 113:14 115:3 123:21 128:3 134:24 136:11 143:19 147:4,9 section 9:22 12:4 22:6 23:16 45:16 46:2 46:8 61:15 63:25 64:12 71:23 72:14 72:20 74:1 78:4 78:11,21 80:1,6 80:10,19,19 82:9 82:25 83:13,23	85:18 87:9 90:7 90:10 103:22 111:3,9,10 116:15 116:15 117:6,12 117:19 118:3,5,11 118:13,16 119:5 119:11 133:2,3 sections 9:5 22:11 27:10 71:19 72:19,24 73:7 80:25 see 6:23 8:3 9:23 11:24 15:12 27:2 31:19 32:21,23 38:10 41:17 43:1,13 45:8 47:23 48:18 48:19 50:18 54:22 55:12 56:17 59:19 60:18,19,21 61:5 64:10 75:25 76:24 82:4,24 84:9 87:4 93:10 100:14 108:23 114:6 118:2 120:13 130:10 131:2 137:6 146:17 seeing 32:3 44:9 seeks 96:17 99:18 seen 106:11 143:6 self-determination 6:1 17:2 18:11 19:21 20:17,20 117:21 self-governance 17:2 20:21 self-government 19:21 self-help 89:16 sell
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

123:13 Senate 54:2 55:14 senator 56:11,11 145:15,17 145:21,24 senators 145:10,13 send 141:15 sending 9:15 141:23 seniors 68:8,12 sense 37:5 56:10,10 108:11,22 112:9 115:2 124:14 sent 2:24 109:12 sentence 11:25 12:3 19:10 23:8,9,9,11 separate 3:21 9:15 10:9 12:13 13:17 25:25 34:14 56:20 82:17 94:10 118:14 separately 4:6 13:25 113:25 146:23 series 36:5 39:7 serve 2:22 4:5 33:7 48:8 48:9 served 71:21 service 145:10,18 services 9:9,11 10:4 19:23 19:23 64:25 66:15 serving	66:18 145:10,16 session 1:13 2:2 53:1 74:19 132:13 147:6 148:1 sessions 8:2 53:10 54:1 147:12 set 12:1,7 77:12 84:5 86:17 87:16 89:1 94:9,9 95:4 122:16 134:22 143:23 147:20 149:5 sets 59:10 setting 123:24 seven 5:3 sewer 35:24 39:5 share 31:2 107:24 119:24 shared 10:22 sheets 73:21 shifting 140:9 shops 67:18 short 13:1 101:8 103:17 shorter 64:6 shortly 145:9 shot 53:16 62:8 show 57:1 94:15 97:19 showcased	57:11 showcases 56:23 showed 57:18 showing 57:17 94:18,18,19 94:20 shown 99:7 shows 57:19 61:8 SHURARLOFF 131:21 side 36:5 46:10 48:15 86:3,19 91:4 95:25 104:24 114:21 115:1 116:1 sides 27:7 60:16 95:22 sign 99:22 significant 32:17 significantly 24:3 124:6 signing 88:18 silence 145:24 similar 10:5 25:1 69:16 99:4 simple 126:25 simply 18:17,23 38:25 45:22 57:1 71:19 79:8 80:11 81:12 81:21 87:4 93:24 94:21 97:7,15,17 97:18 98:13 99:21	100:6 111:1 139:17 141:23 sincere 2:20 sincerely 38:6 single 19:18 87:23 94:19 99:10 single-family 39:1 Sioux 106:8,9 sir 51:12 110:24 sisters 3:2 146:14 sit 2:12 146:16 sitting 139:24 situation 9:14 54:21 66:21 67:16 97:4 132:20 situations 28:20 96:24 99:15 six 5:2 34:17 106:15 sized 35:22 skill 147:19 skillets 107:9 skyrocket 56:3 slap 89:15 sleeping 14:19 slowly 60:18 small 35:21 67:17 69:1,7	106:21,21 130:17 smaller 32:5 33:15 35:13 36:13 70:19 smallest 35:9 snapshot 54:18 software 67:8,9,20,21 solution 31:16 somebody 5:20 100:25 108:10 116:23 132:17 somewhat 24:22 son's 3:7 soon 137:19 sooner 104:25 sophisticated 56:5 70:15 sorry 13:19 20:3 103:16 134:3 141:13,17 sort 26:24 33:3,7 56:23 94:13 97:3,9,18 99:25 112:16 134:6 147:13 sound 142:10 sounded 136:1 source 55:20 56:20 southwest 127:25 sovereign 81:17 sparse
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

58:15 speak 17:4 70:5 116:16 116:19 126:14 134:23 speaking 81:13 special 92:9 93:3 99:22 specific 6:20,20 34:2 35:15 35:18 36:12 38:22 40:12,15 46:7,23 47:13 50:13 60:4 76:15 86:5 94:16 120:20 130:25 specifically 5:17 6:8 20:19 46:8 47:22,24 66:16 80:24 90:7 91:13 118:18 128:21 129:7,17 specificity 34:10 50:8 specified 33:11 34:20 35:3 51:7 specify 80:3 specks 2:21 speculation 39:24 spend 137:21 139:5,7 spending 139:1 spent 137:9 138:16 145:22 spoke 35:14 53:10 55:15 55:16 99:14 square	125:11 St 1:15 staff 31:5 97:14 116:21 144:16 147:1,10 147:14,18 stand 145:23 standard 121:5 123:25 standards 120:10,12 121:3 127:22 133:2 stands 124:3 start 3:11,13,18 25:5 28:24 46:15 52:6 58:13,18 59:16 83:23 95:13 112:24 138:12,19 138:23 started 4:13,23 91:8 94:24 starting 139:12 141:6 state 37:18 76:3 79:19 81:11 89:15,25 105:23 123:12 124:12 125:3,8 127:17 142:19 144:20,21 145:11 stated 9:13 10:6 73:18 99:21 100:21 statement 61:1 72:21 93:14 statements 46:4,16 136:2 states 5:17,21,23 7:13 8:10 9:3,8 12:4	13:2 15:13 16:18 25:23 47:22 71:19 81:21 87:11 101:10 133:4 145:12,16 state-recognized 80:14,16,22 81:3 146:13 stating 92:8 statistical 55:18 64:5 statistically 71:1 status 81:17 statute 15:18,21 40:18 42:24 43:3 44:17 45:13 46:1,7,16 52:21 65:8 70:17 76:4 79:25 80:3 85:8,17 86:24 87:20 88:8,9,10 88:20 89:6 90:16 91:4,12 93:1,9,15 94:22 96:15 98:25 99:18 115:7 126:16,22 131:22 131:23 132:1 136:4 statutes 76:6 86:2 99:2 statutorily 45:5 53:17 54:10 63:5 statutory 25:11 45:14 62:3 79:16 80:10 85:14 86:10 92:9 94:3 96:13 99:8 117:13 117:23 stay 142:7	step 29:21 steps 85:22 95:1 Steve 31:21 32:7 35:13 67:12 68:24 69:6 Steven 67:2,16 Stevens 56:11,11 145:16 stick 9:1 stipulation 113:7 stop 112:25 story 58:12 70:10 strategy 14:17 streamlined 18:17 19:25 stricken 7:16 12:1 strings 129:25 strong 27:15 59:2 60:20 strongly 21:15 struck 92:24 structure 19:24 structured 80:7 struggle 58:21 125:18 129:10,21 stuck 34:1 139:1 study 56:8,20,22 70:24	70:25 stuff 5:10 32:14 37:12 46:12 117:2 138:8 stumbled 72:6 sub 41:20 subcommittee 105:7 subgroup 84:17 subgroups 103:4 subject 16:20 18:7,22 19:16 35:6 42:4,4 52:24 53:2 58:17 81:14 108:19 110:8,10,15 112:12,24 115:20 134:8 submission 23:17 submit 7:22 85:11 87:21 97:18 98:16 submits 55:22 submittal 13:24 14:11 submitting 89:18 subparagraph 131:14 subpart 5:15,18 6:2,7 subsection 101:15,24 117:16 117:16,18 119:6 131:2,2,4 subsequent 75:18 substance
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

128:4,5 substantial 9:9,10 10:4 84:22 85:6,20 90:13 101:14,23 substantiate 57:3 substantive 43:5 117:2 subwork 105:9 succeed 135:4 successful 16:20 18:7,22 19:16 sued 91:2 sufficient 39:15 83:18 122:17 sufficiently 112:5 suggest 51:25 54:25 65:23 66:13 69:15 83:9 95:24 114:10,14 116:1 138:18 139:20 suggested 47:2 49:9,25 95:24 suggestion 52:1,2 73:23 75:24 76:22 102:25 103:2 139:11 140:12 141:6 suggestions 142:16 suggests 76:12 sum 69:17 94:8 summarize 85:17 superintendent	146:7 supply 37:20 support 44:13 60:23,23 62:19 69:8 70:6 86:8,9 94:12 100:7 supported 61:20 62:6 supporter 144:18 supporting 85:12 87:18 97:19 supposed 5:9 32:6 34:5 70:5 sure 3:25 4:7 15:5 34:18 35:12 36:7 42:14 42:22 48:14 56:8 58:24,24 59:4 62:16 66:8 102:21 103:6,14 107:14 113:14,24 125:23 133:7 134:10 137:11 138:7 139:3,9 140:7,24 suspect 138:14 suspend 6:13 Swett 146:1,1 system 97:11 98:19 100:5 systems 32:1 <hr/> T <hr/> table 2:13 35:7 43:4 60:20 63:14 105:8 112:9 120:1 125:24	tailspin 130:21 take 4:11 17:9 19:14 22:1 40:10 42:23 44:21 45:9 46:9 51:15,18 52:2 53:16 55:4 56:7 56:14,17 57:6 75:6 78:6,23 79:2 80:22 83:4,4,17 84:21 90:12 95:1 96:4 101:11,17,18 102:24 105:8,11 107:7,11 116:23 120:9 128:14 132:13,13 138:9 140:20 142:10 146:21 taken 9:16 51:20 59:12 84:4 105:2 130:21 139:10 149:7 takes 38:1 40:13 143:1 146:20 talk 17:23 36:10 77:8 77:10 80:25 106:19 135:16,17 talked 61:11 84:19 93:8 99:1 103:1 talking 35:21 41:9 42:16 45:14,16 57:5 67:12 96:23 115:18 118:22 126:9 136:2 talks 35:16 46:8 64:12 113:16,19 118:17 task 42:25	tasks 31:25 67:20 TBHE 128:6 TDC 38:25 TDCs 55:25 56:3,3 TDHC 144:11 TDHE 13:6,9 15:18,25 84:22 TDHEs 80:12,17 TDHE's 13:5 teasing 108:8 technical 51:8 technically 10:15 Ted 145:16 tee 95:13 tell 31:15 58:12 70:10 89:9 107:21 114:3 134:17 temporary 61:20 62:19 127:8 tenants 89:9,9 TERA 124:19,21 term 15:20 20:5 33:24 48:21 54:18 64:1 94:4 95:16,21 97:21 terminate 84:21 95:2 99:18	101:20 terminated 90:24 99:15 terminating 85:22 91:5,7,7,17 terms 57:7 65:11 82:7 98:9 103:22 110:22 138:10,16 140:25 141:2 test 91:14 text 73:25 thank 7:6 8:22 10:19 12:22,23 14:14,17 18:20 21:1,11,18 22:19,25 25:12,20 32:7 36:16,18 44:13 45:10 55:8 67:12 72:9 74:12 78:19 79:13 95:9 95:11 96:5 102:13 103:15 104:9 106:1 108:1,2 116:10 119:19 135:5 139:18 140:14 141:25 142:14,20 143:8 143:10,22,24,25 144:2,9 145:1,8 145:24 146:25 147:15,22 Thanks 146:23,24 themes 31:7 thing 3:19 10:7 32:22 33:7,20 46:11 51:8 52:23 70:17 82:13,15,17 84:3 97:24 100:10
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

105:18 107:12,23 127:22 137:17 144:20 things 13:16 28:17 31:8 31:23 33:10,20 41:20,24 43:2 47:16,24 50:16 56:18,23,24 67:4 68:8 72:23 95:15 97:5,5 98:8 99:1 105:21 106:11 111:20 138:8 139:22 144:15 think 3:12,14,20 5:2,19 8:2,21 9:19 15:23 15:25 17:22 19:2 20:2,12 21:24 22:15 24:11,20 29:12,24 30:19 31:7 32:2 34:8 35:3,11,13,16 36:8,12 37:13,22 37:23 38:3 39:6 39:25 40:6 41:24 42:3,6,7,9,10,13 42:17,25 43:9,12 43:14 44:1,18 45:1,6,15,19 46:25 48:20 49:3 52:1 56:6,10 57:10,21,23 58:1 60:12 62:9 64:23 65:9,18,21 67:3 68:1,13 69:6,8 70:6,8,15 71:4 74:15 75:3 76:17 77:11,16 78:16 83:9,17 95:21,22 96:7,12,12 97:8 98:6,18 100:10,17 103:10 104:6,16 105:22 109:13	111:2 112:8,17 113:20,25 115:17 115:23 116:18 123:15,21,25 124:14 125:19 126:19,20,21 130:9 132:4,6,16 132:21 133:1,6,13 133:15,21 134:23 135:7 137:8 138:9 138:21 143:20 144:13,17,22 145:5 thinking 24:7 30:13 102:17 139:13 thinks 94:2 third 87:21 91:13 99:20 thought 14:24 15:10 27:14 34:19 47:1 55:11 63:8 77:5 82:21 105:7 107:1 109:23 146:18 thoughtful 39:13 thoughts 2:14 thousand 24:6 124:23 thread 93:9 three 5:14 6:6,9,14,19 7:4 44:15 61:3 67:18 85:23 99:2 99:14 threshold 12:6,10,10 100:8 113:3 119:4,5 thresholds 87:17	throw 52:23 throwing 57:9 ticking 134:16 tie 47:7 48:10 tight 14:9 Tim 119:23,25 121:14 130:7,8,24 134:21 136:1 time 3:16,20,21 4:1 14:5 14:8,8 17:4 24:23 25:11 29:15 31:9 36:20 42:15 45:15 46:19 51:14 54:6 56:7,17 57:6 74:16 77:18,22 78:8,24 82:9,18 83:18 84:13 85:11 86:12 91:21 103:21,21 104:23 105:11 107:5 129:11 134:16,20 137:10,18 138:11 138:16 139:3,5,7 141:10 times 24:25 144:5 timing 140:25 tinker 114:7 title 18:12 68:16 79:20 79:21 115:16 146:5 titled 7:9 today	5:5,13 26:15 67:12 77:18,21 102:23 103:12,14 136:17 137:20 138:9 142:6 144:14 145:14 today's 137:16 toes 25:22 token 106:21 told 130:16 tomorrow 103:13 136:17 137:3,5,21,22 138:5,14,19 140:3 141:21 147:5,24 tonight 138:14 147:5 tool 54:23 59:18 top 13:1 25:23 71:16 71:18 topic 34:3 totally 32:15 59:20 touch 35:6 96:11 98:25 track 66:3,17,24 68:8 69:5 112:10 114:22 tracking 66:15,22 tracks 67:21 112:15 trades 121:1 traditional 107:3,8	traditionally 107:2 tragedy 145:15 train 34:19 transcript 72:3,4,9 148:4 149:4 transportation 37:10 39:4 traveling 139:2 145:1 treated 24:18 76:7,8,13 112:21 tremendous 144:13 145:9 tribal 17:2 18:1 20:21 25:1,4,10 27:8,8,8 53:20 63:6,14 64:8,16 66:17 80:18,20,25 81:1 89:14 93:24 94:25 106:10,16,17,23 116:21 117:14,23 118:1,9 120:10,13 120:25 121:2,4,5 121:7,24,25 122:3 122:7,7,16,18,19 123:1,2 126:10,11 126:16,18 127:13 127:14,20,20 128:22,24,25 129:12,19 131:24 133:3,6,7,14,19 136:4,8 144:17,22 145:2 146:8 tribally-establish... 126:23 133:23 tribal/HUD 27:19 tribe
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

7:14 8:11 9:25 13:6,9 15:15,17 19:18 32:18 33:1 33:18 35:21,22,22 41:13 51:2 54:21 60:22 64:9 117:25 118:5,7 121:6 122:2,24 123:4,14 123:18 125:23,25 126:4 127:12 128:7,8,10,19,20 129:10 130:9,16 133:5,8,15,18,20 136:3,6 142:19 146:2 tribes 14:2 20:7 27:20,20 27:20,21 32:21 33:15 35:9,13 36:13,16 38:11,24 39:16 53:8 63:14 63:15 64:4,7 68:5 69:1,3,4,7 70:19 79:20 80:4,8,12 80:15,17,22 81:3 81:6,16 105:23,24 106:2,4 117:11,12 119:3 120:11 122:12,18 124:18 125:18 128:22 129:16,18 130:1 131:5,8,10,12 133:10 134:21 142:23 144:12,19 146:13 tribe's 13:5 33:11 125:24 tribute 145:20 tricky 118:13 tried 24:23 28:19 trigger	99:16 triggered 100:8 triggering 99:11 trip 105:22 troublesome 55:23 true 53:17 130:15 149:4 truly 112:17 truth 114:4 truthful 2:19 try 18:9 29:14 30:12 38:15 52:3 84:3 96:14 107:13 109:1 117:24 trying 18:17 20:4 46:6 58:23 64:19 69:5 72:11 102:4 114:6 130:6 137:11 139:24 142:25 143:7 Tuesday 104:5 turn 74:16 84:13 89:12 turned 95:20 twist 11:2 twisted 146:8 two 3:24 4:2,3,4 8:2 9:5 17:17 23:22,23 25:25 44:15 46:16 47:19 52:21 53:10	55:2,2,2 61:2 67:18 78:21 82:8 82:19 85:22 99:14 100:21 116:4 117:10,10,14 118:14 119:12 128:3 129:24 134:13 139:16 tying 37:4 type 19:24,24 48:24 49:1 62:8 85:4 91:23 94:14 98:19 124:5 types 37:19 49:2 87:16 92:2 97:3 106:11 107:15 119:10 130:4 <hr/> U <hr/> umbrella 68:25 unable 88:6 unacceptable 92:4,5 unallowable 97:23 98:2 Unanimous 10:17 uncomfortable 19:7 115:22 underestimated 98:6 underlined 23:10 26:13 74:2 undermine 90:21 undermines 92:6 underneath 41:20 49:19	understand 10:13 18:20 25:2 30:5,20 37:23,25 38:4 40:23 50:9 50:21 60:16 64:24 65:3 67:16 68:1 73:9 125:20 127:16 128:11 130:6 understanding 36:11 37:9 64:16 72:16 73:8 79:10 88:11 103:7 136:15 143:6,20 understood 21:7 48:14 undertake 2:11 undue 35:12 36:9,13 unfortunately 41:7 86:7 144:19 145:15 uniform 58:11 132:13,18 uniformity 58:24 59:1 uniformly 58:14,19 unique 16:19 18:23 26:23 32:12,14 55:19,24 56:4 106:13 unit 26:7 37:7 39:1 40:12 52:5,17,20 89:10,11,14,17,17 89:18 United 145:12,16 units 26:8 41:17 48:16 48:25 49:12,21 52:6 57:19	updated 104:6 137:20 Upper 106:8 Urban 18:2 USC 16:22,25 use 5:9 14:6,10 23:18 25:8 33:24 39:2 53:25 56:14 58:12 64:25 67:8 87:15 88:17,20 92:22 93:21 94:4 96:10 97:20 100:5 104:13 108:16 113:7 114:22 115:4,19 142:5 useful 89:7 uses 64:25 115:14 usually 120:24 usurping 125:24 utility 98:7 utilize 16:19 18:5 utilized 58:16 <hr/> V <hr/> v 28:8 69:24 71:13 valuable 69:9 70:7 variation 134:9 variety 56:15 various
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

52:11 58:17 146:17 verification 10:1 97:13 version 71:25 72:2,4,5,8 79:19,25 81:22 versus 111:10 vi 28:8 69:24 71:13 viable 69:8 Vice 145:11 vii 28:8 69:24 71:14 viii 28:8 69:25 71:14 violation 81:19 91:3 visiting 84:9 voiced 27:15 voluntarily 16:23 vote 29:7 30:15,16 31:15 102:1 voted 29:2,9 30:11 31:17 31:19	129:4,12,15,19 130:13 131:6,13 132:21 133:14,21 133:23 wages 120:9,13,16 121:7 122:1,15,16 123:9 123:19 124:15 126:6 waive 7:2 wall 57:16 want 3:24 4:11 8:24 9:20 10:24 13:20 18:21 19:1,4 21:13 24:5 27:2,17 28:1 29:17 35:6 37:5 37:14,16 39:21 40:19 42:11 44:18 51:15 52:23 55:9 56:9 57:6,11 58:24 59:5 60:11 65:14 68:21 75:9 78:7 80:21 81:23 82:6,12,16,16,19 83:10 95:15 96:2 96:4,9 101:25 102:18 103:14 108:1,11 109:1,21 111:21 112:14 113:11 114:4,5 116:15,24,25 117:24 120:11 121:3,6,6,9,12,18 121:18,19,20,22 122:19,22 125:11 125:12 126:4 127:15 128:9,24 129:3 130:3 131:17 132:3 133:9,10 134:7,8 134:18 135:19	138:24 139:2,3,15 140:10 144:8 145:1 147:9,14 wanted 3:19 8:3 14:5 15:19 23:24 27:18 39:20 48:13 53:25 74:15 75:13 83:5 92:10 107:24 134:23 140:7 143:13,22 wanting 82:15 144:25 wants 22:3 44:19,21 61:9 86:13 95:23 100:22 116:23 127:14 142:7 warehouse 127:9 warmth 147:21 Washington 37:18 146:6 wasn't 22:17 61:22 122:2 watch 83:21 146:16 water 35:24 39:5 way 4:1 19:6 20:11 26:13,22 36:4 38:11 42:17 45:23 48:17 62:23 64:18 80:6 81:11 91:21 95:6 102:12 104:22 106:13 110:13,21 114:5 117:22 120:9 122:15 123:11,14 ways 56:15 71:4 92:3 107:3,8 127:9 week	124:25 weekend 85:16 welcome 147:3 went 4:16 73:17 125:16 129:19 132:16 weren't 11:12 31:4 35:1 we'll 3:15,17 8:25 10:18 20:9 33:2 51:19 60:6 82:8 103:21 103:25 105:1 111:1 116:1 we're 5:9 7:22 10:4 18:16 18:24 20:2,11 24:2 28:18,25 29:1,5 30:7 32:6 34:5 35:12 36:8,9 36:11 38:20 41:9 41:10,10,12 42:9 42:22,25 43:12 45:1,15 47:1 48:21 54:4,5 55:24 56:18 57:25 58:15,22 60:3 61:16 65:6 66:2 67:12 77:7 83:21 84:5,8 85:18 86:4 89:10 95:20 97:4 97:6 98:11,13,19 99:16,21,24 100:5 101:9 106:3,14 111:10 115:18 118:21 124:2,3 126:9 129:11 130:1,6 132:22 139:6 140:9 144:21 146:13 we've 8:3 13:7,24 16:15	16:16 20:1 26:18 29:8,16,16 39:22 42:18 49:10 61:2 68:13 70:25 77:15 78:21 82:18 91:20 96:20,20,24 97:6 97:8,25 98:10 100:21 102:8,21 103:12 120:6,10 126:19 128:14 129:10 137:12 147:11 white 57:17 106:5 wild 105:19 107:15,17 willing 20:23 41:3 75:6 76:23 78:18 wiped 55:9 wished 144:5 wishes 27:25 61:7 withdraw 33:16 43:24 51:5 89:3 withhold 92:10 WITNESS 149:10 wonderful 147:16,17 wondering 82:11 104:11,16 110:18 137:16 Woods 106:23 word 8:12 wording 19:9 65:19 112:18 words
<hr/>				
W				
<hr/>				
wage 120:10,23,25 121:4 121:15,24,25 122:3,7,18,19 123:1,2,7,13 124:22 125:1,3 126:5,8,17,18,23 126:25 127:7,10 127:11 128:25,25				

wordsmith 40:19	2:7 53:19 70:14 79:11 100:14	137:4 138:2 140:17	13:11,11 25:3 1:00	1000.526 90:7
work 4:10,14,17 7:9 11:3 11:5 12:2 16:11 17:3,6 21:23 22:3 24:12 26:15 27:14 27:16 28:18 29:16 31:1,3,5,11 38:5,9 40:1 43:13 53:19 53:20,22,22 60:18 62:10,11,20 63:6 65:12 68:4 70:11 73:1,19 74:8,13 74:14,19 76:23 77:5,6,10,13,14 77:14,17 78:5,5 78:11 79:5 82:22 82:23 84:13,17,25 85:2 94:24 100:12 102:17,22,22 103:1,4,6,7,12,13 103:20 105:7,14 105:16 107:16 108:1 117:15 120:6 123:5 128:15 131:19 134:5,18,22 136:14 137:13 138:4,7,15,16,19 138:24 139:12 140:1,1,9,12,19 141:22,25 142:6,6 142:8,10,12 143:3 143:14 144:5,9,25 145:9 146:17,19	124:4,25 128:18 134:3 144:7,19 146:15,22,22 works 128:19 worried 77:19 worry 113:4 125:14 worth 24:11 wouldn't 3:11 33:13 34:21 40:25 53:1 83:17 128:8 133:17 write 131:25 141:15 writes 32:4 writing 101:16 written 9:25 18:6 126:3 137:25 wrong 38:8 <hr/> X <hr/> X 39:3 <hr/> Y <hr/> Yakima 70:25 Yazzie 143:11,12 yeah 3:12 5:22 36:21 44:1 48:22 49:23 51:3 57:2 62:2 70:4 74:4 77:24 84:1,5 104:15,15 109:21 116:24	year 14:3 23:23 34:19 55:2 92:20 107:5 years 24:2 54:25 55:3 64:2 87:2 91:25 92:18 144:17 145:22 146:7 year's 24:3 yesterday 3:14 4:10,13 5:7 7:8 72:7 77:7 78:15 103:11,12 137:15 Yurok 34:13 36:22 43:17 60:15 <hr/> \$ <hr/> \$15 127:2 \$2,000 131:3 \$200,000 119:5 \$22 124:8 \$25,000 112:19 113:17,20 \$73 125:11 \$8 121:5 127:3 <hr/> 1 <hr/> 1 5:15 23:8,15 28:6 35:12 61:17,19,24 62:18,22 73:11,13 73:14 128:12 132:17 142:9 1st	83:23,23 1:30 78:10 83:13 102:14 103:22 104:11,13 105:1 10 3:14 5:6 36:5 63:22 63:24 10:02 51:20 10:30 51:20 100.42 116:14 1000.10 15:9,9,13 16:7,8,11 21:22,23 22:1,4,7 22:11,22 63:19 1000.12 79:12 80:9 82:4 1000.16 121:13 1000.220 73:22 74:10 1000.221 16:14,18 1000.230 23:3,6,6 25:17 1000.302 6:8 9:2 10:17 71:19 72:19 73:7 74:2 1000.328 6:8 7:11 8:9,21 1000.332 6:9 13:2 1000.42 116:13 1000.512 25:24 28:6 50:4 73:9 1000.512(b)(2) 26:5 52:4	1000.532 101:10 1000.532(a) 84:18 1000.534 101:14 1000.544 10:25 11:3,17 71:20 72:19 73:7 1000.62 111:24 1000.64 108:15,16 109:3,19 112:5 115:19 101 5:24 101(k) 80:19 118:6 102 23:16 45:20,20,24 47:11,20,23 48:14 48:15 102(b) 46:8 104 133:2 11 91:25 11:30 83:21 12:00 84:4 105:2 13 3:17 13th 109:11 15-minute 51:18 17 146:7 18 1:14
worked 10:13 40:1 53:21 53:22 63:7				
workers 120:15 121:23 123:17 124:10,14 124:25				
working				

1937 118:19 1968 118:19 1980s 90:23	1:14 149:10 2012 6:5 2013 149:13 2020 13:14,15 22nd 102:10 220 14:15,21 15:1 74:7 221 17:8,21 19:15 21:4 21:9 32:12 24CFR1000 6:2 25 16:22,25 87:2 113:2,3 25,000 111:25 113:6,9 29 7:9	87:2 30th 149:10 30,000 57:2 300,000 12:1 302 9:22 10:23 31 109:18,21 149:13 332 13:17 14:15,23,25 37 118:22	5 15:8 142:10 50 69:3 504 74:4,5 512 35:16,18 72:20 512(d) 46:25 513 17:8,21 19:15 21:4 21:9 32:12 52 10:17 526 90:8 544 11:6,7,24 55 63:16 64:25 58 63:16	73 25:23 40:2 76 25:24 79(d) 84:13
<hr/> 2 <hr/> 2 5:15 7:16 8:12 28:6 28:6 35:19 36:24 41:16 43:25 44:5 49:11,20,21,21 50:2 52:16,20 60:8,10 62:23 63:3 69:12 73:11 73:13,14 115:16 128:12 2,000 35:9 2:00 83:23,24 2:30 78:9,10 83:13,13 83:24,25 103:22 103:24 20 39:11 41:10 51:19 54:24,25 145:19 20th 102:10 104:6 20,000 106:6 2008 15:21 80:3 102:10 2009 87:6 2009-49 87:7,17 94:9 95:9 201(b) 80:1,6,19 201(b)(6) 80:10 2010	<hr/> 3 <hr/> 3 9:23 28:7 41:16 43:25 44:5 49:13 49:22 50:3,8 53:5 61:15 62:23 69:25 73:11,14,15 78:5 78:11,21 82:10,25 83:13,23 103:22 116:15 117:6,12 117:19 118:3,11 118:13,16 119:5 119:11 131:2 133:2 3:00 78:9,10 83:14 104:13 146:10 3:21 105:2 30	<hr/> 4 <hr/> 4 5:15 13:2 28:8 63:25 69:25 71:14 103:25 131:2,4,14 142:4,7 146:5 4:40 148:2 40 124:25 145:22 401(a)(1) 85:18 86:18 87:9 93:13 95:4 403(b) 45:17 46:3 404 45:16 47:8 404(b) 45:18 46:3 4101 16:25 4112 16:22 45 134:17 49 142:23	<hr/> 6 <hr/> 6 25:23 79:21 60 63:16 62 64:1 113:14,16,16 64 110:19 111:3 112:22 113:15,15 113:18,21 115:4 65 11:17 67 11:17	<hr/> 8 <hr/> 8 23:2 79:21 104:5 116:15 8:00 138:23,24 139:12 139:14,21 140:13 141:6,9 147:24 8:32 2:2 80 7:18 8:14 85 98:24
		<hr/> 5 <hr/> 5 142:23	<hr/> 7 <hr/> 70s 146:4 72 25:23	<hr/> 9 <hr/> 9:00 138:19,23 139:21 140:13 90 140:6 98 78:16 79:19 80:10 136:14