

**NORTHWEST INDIAN HOUSING ASSOCIATION (NWIHA)
2009 Resolution #2009-1**

RE: RESTORE AND PROTECT THE INDIAN HOUSING BLOCK GRANT FUNDING

WHEREAS, The Northwest Indian Housing Association (NWIHA) represents thirty-five Indian Housing Authorities and Tribally Designated Housing Entities in Idaho, Oregon and Washington, and Annette Island, Alaska; and

WHEREAS, The Mission of NWIHA is to promote safe, sanitary, decent and affordable housing for Tribal members in the Pacific Northwest, which it accomplishes by providing training and education opportunities; providing a forum for the discussion and resolution of issues; advocating for the collective benefit of all members; effectively linking members to information and financial resources; and working collaboratively with its industry partners; and

WHEREAS, The Native American Housing Assistance and Self-Determination Act (NAHASDA) is comprised of housing programs for Indian tribes, Alaska Native villages and Native Hawaiian communities; and,

WHEREAS, NAHASDA enhances tribal capacity to address substandard housing and infrastructure conditions in Indian country by encouraging greater self-management of housing programs and leveraging of scarce Indian Housing Block Grant (IHBG) dollars; and

WHEREAS, NAHASDA establishes a formula for the IHBG based on Formula Current Assisted Stock (FCAS) and need; and

WHEREAS, Federal lawsuits against the U.S. Department of Housing and Urban Development (HUD) have been filed by tribes and tribal housing authorities related to FCAS (“Claims”); and

WHEREAS, In FY 2008, HUD retained nearly \$20 million of the IHBG as a means to pay “Claims” and, in FY 2009, may continue to retain IHBG funding for “Claims”; and

WHEREAS, The U. S. Department of the Treasury has existing resources for pending settlements established pursuant to 31 USC 1304, or other non-tribal Federal resources could be accessed for pending claims; and

WHEREAS, So long as HUD holds back IHBG funding for Claims, funding for Native American housing programs is diminished, causing national harm to all tribal housing programs; and

WHEREAS, The number of “Claims” lawsuits has not been made available to the tribes, the total dollar amount in “Claims” has also not been made available to tribes, and the number and dollar amounts of “Claims” paid by HUD (if any) has not been made available to tribes.

April 1, 2009 As Adopted

NOW THEREFORE BE IT RESOLVED, the Northwest Indian Housing Association urges the U.S. Department of Housing and Urban Development (HUD) to immediately disclose the number of unsettled Formula Current Assisted Stock lawsuits, the total dollar amount in claims for such lawsuits, and number and dollar amounts of claims paid by HUD (if any); and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Northwest Indian Housing Association calls for HUD to immediately disburse all Indian Housing Block Grant (IHBG) funds previously withheld in FY 2008 and HUD should not be allowed to hold back any IHBG funds in subsequent Fiscal Years for any Formula Current Assisted Stock claims; and

NOW THEREFORE BE IT FURTHER RESOLVED, that no appropriations made for IHBG or the American Recovery and Reinvestment Act of 2009 shall be used to pay Formula Current Assisted Stock claims.

NOW THEREFORE BE IT FURTHER RESOLVED, that HUD either pursue funding from the U.S. Dept of Treasury settlement fund, or pursue a separate and specific appropriation from Congress for that purpose.

In addition, the Northwest Indian Housing Association respectfully requests the National American Indian Housing Council, the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and all other regional Native American associations and organizations join NAIHC in supporting this Resolution.

CERTIFICATION

This is to certify that the foregoing Resolution #2009-1 was duly enacted, pursuant to Article X of the Northwest Indian Housing Association, at a regular meeting of the Northwest Indian Housing Association, held on April 1, 2009, a quorum being present, with a vote of 21 FOR; 0 AGAINST, and 0 ABSTAIN.

BY: /s/ Brook B. Kristovich
Brook B. Kristovich, Chair

ATTEST:

BY: /s/ Carina Kistler Ginter
Carina Kistler Ginter, Secretary

**NORTHWEST INDIAN HOUSING ASSOCIATION (NWIHA)
2009 Resolution #2009-2**

RE: SUPPORT FOR FUNDING OF SECTION 703 OF NAHASDA FOR TRAINING AND TECHNICAL ASSISTANCE PROGRAM

WHEREAS, The Northwest Indian Housing Association (NWIHA) represents thirty-five Indian Housing Authorities and Tribally Designated Housing Entities in Idaho, Oregon and Washington, and Annette Island, Alaska; and

WHEREAS, The Mission of NWIHA is to promote safe, sanitary, decent and affordable housing for Tribal members in the Pacific Northwest, which it accomplishes by providing training and education opportunities; providing a forum for the discussion and resolution of issues; advocating for the collective benefit of all members; effectively linking members to information and financial resources; and working collaboratively with its industry partners; and

WHEREAS, United States (U.S.) Congress recognized the need for housing assistance and economic development in Indian Country when they passed the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) as amended; and

WHEREAS, NAHASDA provides in Section 703 that funding be provided to a national organization representing Native American housing interests to provide training and technical assistance; and

WHEREAS, This training and technical assistance is essential to Tribes who provide low-income housing for their members through the Indian Housing Block Grant; and

WHEREAS, This training and technical assistance is essential for the ATNI and all of Indian Country to allow Tribes to stay in compliance with NAHASDA and to train their staff regarding housing regulations, policies and procedures; and

WHEREAS, The National American Indian Housing Council has historically provided training and technical assistance to tribes through Section 703 of NAHASDA; and

WHEREAS, The FY 2009 President's budget request does not include any funding to a national organization representing Native American housing interests for providing for training and technical assistance to Indian housing authorities and tribally designated housing entities.

NOW THEREFORE BE IT RESOLVED, the Northwest Indian Housing Association requests that no less than \$4.8 million of the U.S. Department of Housing and Urban Development budget be appropriated to a national organization for training and technical assistance to tribes, as well as funding for all ensuing years be labeled as a separate appropriation to a national organization for training and technical assistance; and

April 1, 2009 As Adopted

NOW THEREFORE BE IT FURTHER RESOLVED, that the Northwest Indian Housing Association supports appropriations through Section 703 of NAHASDA for training and technical assistance to be provided by the U.S. Housing and Urban Development to the National American Indian Housing Council.

In addition, the Northwest Indian Housing Association respectfully requests the National American Indian Housing Council, the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and all other regional Native American associations and organizations join NAIHC in supporting this Resolution.

CERTIFICATION

This is to certify that the foregoing Resolution #2009-2 was duly enacted, pursuant to Article X of the Northwest Indian Housing Association, at a regular meeting of the Northwest Indian Housing Association, held on April 1, 2009, a quorum being present, with a vote of 21 FOR; 0 AGAINST, and 0 ABSTAIN.

BY: /s/ Brook B. Kristovich
Brook B. Kristovich, Chair

ATTEST:

BY: /s/ Carina Kistler Ginter
Carina Kistler Ginter, Secretary

**NORTHWEST INDIAN HOUSING ASSOCIATION (NWIHA)
2009 Resolution #2009-3**

RE: SUPPORT FOR FUNDING NATIVE AMERICAN HOUSING PROGRAMS

WHEREAS, The Northwest Indian Housing Association (NWIHA) represents thirty-five Indian Housing Authorities and Tribally Designated Housing Entities in Idaho, Oregon and Washington, and Annette Island, Alaska; and

WHEREAS, The Mission of NWIHA is to promote safe, sanitary, decent and affordable housing for Tribal members in the Pacific Northwest, which it accomplishes by providing training and education opportunities; providing a forum for the discussion and resolution of issues; advocating for the collective benefit of all members; effectively linking members to information and financial resources; and working collaboratively with its industry partners; and

WHEREAS, The United States (U.S.) Congress recognized the need for housing assistance and economic development in Indian Country when they passed the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) as amended; and

WHEREAS, The Indian Housing Block Grant should be funded at \$854 million for FY 2010 and \$875 million in FY 2011 just to keep pace with inflation since the program was funded at \$600 million in FY 1997, yet all indications are that at least \$1 billion is needed annually to meet tribal housing needs nationally; and

WHEREAS, Previous Presidential budget requests included significant reductions for the U.S. Department of Housing and Urban Development budget that includes a significant reduction for the Indian Community Development Block Grant and elimination of funding for Rural Housing and Economic Development programs that are vitally important to tribal housing programs; and

WHEREAS, The Senate has proposed a new program to provide Economic Development Assistance to Tribes with broad support from tribal housing programs at an initial level of \$12 million; and

WHEREAS, Previous Presidential budget requests proposed a reduction of the Native Hawaiian Housing Block Grant funds, but should have been funded at \$20 million for FY 2010 and FY 2011 to address the vast unmet housing needs of Native Hawaiians; and

WHEREAS, Previous Presidential budget requests proposed a reduction in funding for the U.S. Department of Health and Human Services, Indian Health Service Sanitations Facilities Construction Program, an infrastructure program vital to health and well-being of our people; and

WHEREAS, Previous Presidential budget requests proposed complete elimination of funding for programs vital to tribal housing programs, such as the Bureau of Indian Affairs Housing Improvement Program and U.S. Department of Agriculture direct loan programs for single and multi-families; and

April 1, 2009 As Adopted

WHEREAS, Indian Country sorely needs these programs fully funded to support the development of affordable housing for American Indians, Alaska Natives and Native Hawaiians who face some of the most deplorable housing and living conditions in the United States.

NOW THEREFORE BE IT RESOLVED, that the Northwest Indian Housing Association urges Congress to reverse cuts and elimination of funding for tribal housing programs that are so vital to Indian Country, within the U.S. Department of Housing and Urban Development, U.S. Department of the Interior, Bureau of Indian Affairs, U.S. Department of Agriculture, U.S. Department of Health and Human Services, and Indian Health Service; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Native Hawaiian Housing Block Grant should be funded at \$20 million for FY 2010 and FY 2011; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Indian Housing Block Grant should be funded at \$854 million for FY 2010 and \$875 million for FY 2011 just to keep pace with inflation since the program was funded in FY 1997; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Northwest Indian Housing Association requests an increase of funding from Congress to at least keep pace with inflation from FY 1997 funding levels and also increased levels of funding for the Indian Housing Block Grant be at a level commensurate with the \$1 billion need; and

NOW THEREFORE BE IT FURTHER RESOLVED, at no time will the funding provided in the American Recovery and Reinvestment Act of 2009 have a negative monetary impact on FY 2010 or FY 2011 funding levels; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Northwest Indian Housing Association calls upon Congress to conduct hearings and field hearings to document the impact of NAHASDA and the substantial unmet funding needs for Native American housing.

In addition, the Northwest Indian Housing Association respectfully requests the National American Indian Housing Council, the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and all other regional Native American associations and organizations join NAIHC in supporting this Resolution.

CERTIFICATION

This is to certify that the foregoing Resolution #2009-3 was duly enacted, pursuant to Article X of the Northwest Indian Housing Association, at a regular meeting of the Northwest Indian Housing Association, held on April 1, 2009, a quorum being present, with a vote of 21 FOR; 0 AGAINST, and 0 ABSTAIN.

BY: /s/ Brook B. Kristovich
Brook B. Kristovich, Chair

ATTEST:

BY: /s/ Carina Kistler Ginter
Carina Kistler Ginter, Secretary

**NORTHWEST INDIAN HOUSING ASSOCIATION (NWIHA)
2009 Resolution #2009-4**

RE: NATIVE HAWAIIAN HOMEOWNERSHIP OPPORTUNITY ACT OF 2009

WHEREAS, The Northwest Indian Housing Association (NWIHA) represents thirty-five Indian Housing Authorities and Tribally Designated Housing Entities in Idaho, Oregon and Washington, and Annette Island, Alaska; and

WHEREAS, The Mission of NWIHA is to promote safe, sanitary, decent and affordable housing for Tribal members in the Pacific Northwest, which it accomplishes by providing training and education opportunities; providing a forum for the discussion and resolution of issues; advocating for the collective benefit of all members; effectively linking members to information and financial resources; and working collaboratively with its industry partners; and

WHEREAS, The Native American Housing Assistance and Self-Determination Act (NAHASDA) is comprised of housing programs for Indian tribes, Alaska Native villages and Native Hawaiian communities; and

WHEREAS, On October 14, 2008, the President of the United States signed into law H.R. 2786, an Act of Congress to amend and reauthorize NAHASDA through 2013; and

WHEREAS, H.R. 2786 enhances tribal capacity to address substandard housing and infrastructure conditions in Indian country by encouraging greater self-management of housing programs and leveraging of scarce Indian Housing Block Grant (IHBG) dollars; and

WHEREAS, In 2000, NAHASDA was amended to create Title VIII, to address the housing needs of Native Hawaiians and create the Native Hawaiian Housing Block Grant (NHHBG); and

WHEREAS, Sadly, the reauthorization of NAHASDA in 2008 did not include the Native Hawaiian provisions; and

WHEREAS, The Northwest Indian Housing Association has consistently supported housing programs for Native Hawaiians and, in particular, reauthorization of Title VIII of NAHASDA, which establishes the Native Hawaiian Housing Block Grant (NHHBG); and

WHEREAS, Funding for the IHBG and NHHBG are completely separate appropriations line-items; and

WHEREAS, The Hawaiian Homeownership Opportunity Act of 2009 (S. 72 and H.R. 709) was introduced in the 111th Congress to reauthorize and amend Title VIII of NAHASDA and extend to Native Hawaiians Section 184A loan guarantee and Title VI loan guarantee authority; and

April 1, 2009 As Adopted

WHEREAS, Upon becoming law, this legislation will ensure that the Native Hawaiian community will continue to have access to low-income housing funds and loan guarantees as well as capital to finance housing-related physical infrastructure; now

NOW THEREFORE BE IT RESOLVED, that the Northwest Indian Housing Association urges the United States Congress to swiftly enact the Native Hawaiian Homeownership Opportunity Act of 2009.

In addition, the Northwest Indian Housing Association respectfully requests the National American Indian Housing Council, the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and all other regional Native American associations and organizations join NAIHC in supporting this Resolution.

CERTIFICATION

This is to certify that the foregoing Resolution #2009-4 was duly enacted, pursuant to Article X of the Northwest Indian Housing Association, at a regular meeting of the Northwest Indian Housing Association, held on April 1, 2009, a quorum being present, with a vote of 21 FOR; 0 AGAINST, and 0 ABSTAIN.

BY: /s/ Brook B. Kristovich
Brook B. Kristovich, Chair

ATTEST:

BY: /s/ Carina Kistler Ginter
Carina Kistler Ginter, Secretary

**NORTHWEST INDIAN HOUSING ASSOCIATION (NWIHA)
2009 Resolution #2009-5**

RE: OPPOSITION TO UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S ASSERTION THAT IT MUST DELEGATE THEIR OBLIGATION TO CONSULT WITH TRIBES

WHEREAS, The Northwest Indian Housing Association (NWIHA) represents thirty-five Indian Housing Authorities and Tribally Designated Housing Entities in Idaho, Oregon and Washington, and Annette Island, Alaska; and

WHEREAS, The Mission of NWIHA is to promote safe, sanitary, decent and affordable housing for Tribal members in the Pacific Northwest, which it accomplishes by providing training and education opportunities; providing a forum for the discussion and resolution of issues; advocating for the collective benefit of all members; effectively linking members to information and financial resources; and working collaboratively with its industry partners; and

WHEREAS, Section 106 of the National Historic Preservation Act requires that whenever a federal undertaking could affect a property of religious and cultural significance to a federally recognized Tribe or Tribes, the responsible federal agency must engage in an extensive review process, including consultation with all affected federally recognized Tribes; and

WHEREAS, The Federal Government's consultation obligation is rooted in two pillars of federal Indian law and policy – the federal trust responsibility to Indian Tribes and the government-to-government relationship; and

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) has expansively and erroneously read into the Housing and Community Development Act (HCDA) that HUD must delegate its consultation obligations to non-federal parties and has purported to do so; and

WHEREAS, The Native American Advisory Group of the Advisory Council on Historic Preservation has written HUD stating its view that HUD's interpretation of HCDA is "wrong."

NOW THEREFORE BE IT RESOLVED, that the Northwest Indian Housing Association strongly objects to the U.S. Department of Housing and Urban Development's interpretation of the Housing and Community Development Act; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Northwest Indian Housing Association demands the U.S. Department of Housing and Urban Development recognize the government-to-government relationship with each federally recognized Tribe and follow Presidential Memoranda (1994 & 2004) and subsequent Executive Order (2000) by conducting direct Tribal consultation; and

April 1, 2009 As Adopted

NOW THEREFORE BE IT FURTHER RESOLVED, that the Northwest Indian Housing Association calls upon the President of the United States and the U.S. Congress to reverse the erroneous interpretation of the Housing and Community Development Act and direct the U.S. Department of Housing and Urban Development to honor Section 106 of the National Historic Preservation Act to engage in an extensive review process, including consultation with all affected federally recognized Tribes whenever a federal undertaking could affect property of religious or cultural significance.

In addition, the Northwest Indian Housing Association respectfully requests the National American Indian Housing Council, the National Congress of American Indians, the Affiliated Tribes of Northwest Indians, and all other regional Native American associations and organizations join NAIHC in supporting this Resolution.

CERTIFICATION

This is to certify that the foregoing Resolution #2009-5 was duly enacted, pursuant to Article X of the Northwest Indian Housing Association, at a regular meeting of the Northwest Indian Housing Association, held on April 1, 2009, a quorum being present, with a vote of 21 FOR; 0 AGAINST, and 0 ABSTAIN.

BY: /s/ Brook B. Kristovich
Brook B. Kristovich, Chair

ATTEST:

BY: /s/ Carina Kistler Ginter
Carina Kistler Ginter, Secretary