Twenty-Eighth Tribal Council election

The Tribal Council Election Day is today, March 27. Voting will take place from 8 a.m. until 8 p.m. at the Community Center.

The Agency District candidates are Mike Clements, Austin Goerner Jr., Laine Utka, Anita Jack- anon, Carson Ward, Dav Martinez, Caitlin Miller, Jeff Sanders Jr., Wilford Sando, Glendon Smith, Randy Smith, Lois Schopp, and Valerie Switzer, and Marcia Sokol (write-in).

The Simnasho District candidates are TJ Fols, Priscilla Frank, Raymond Meadows, Evalina Pat, JP Pat, Harold Pennington, Lev Van Pelt, Raymond Trampa, Sel Saupe, Emerson Squipehem, Jaylinn Suppah, Lincoln Jay Suppah, Ron Suppah, and Anndale Smyth.

The Seekseekuqua District candidates are Reuben Henner, Brittie McCollum, Gerald Tuhi, Wilson Wona, and Martha Windush.

Since 1938

The Confederated Tribes adopted the tribal Constitution and By-Laws in early 1938. Article IV of the Constitution establishes the Tribal Council and its essential aspects. Article IV reads:

> The Council shall consist of eleven members, to be selected from the districts.

Representation from the districts shall be as follows: Seekseekuqua District, three elected members and the recognized chief of the district; Simnasho District, three elected members, one of whom shall represent the Simnasho Bar area, together with the recognized chief of the district; and the recognized chief of the Simnasho District, two elected members and the recognized chief of the district, or his successors.

Members of the Council shall be elected for terms of three years except that the chiefs shall serve for life, and their successors shall be elected in their stead in accordance with tribal custom. The first election of the Tribal Council shall be called by the present Business Committee as soon as possible after the adoption and approval of this Constitution (February 4, 1938).

All members of the Community of either sex, who are married, or who are over 21 years of age, are entitled to vote in the districts in which they reside. Elections of membership on the Council shall be set by the Tribal Council at least 30 days in advance of the expiration of the term of office of the members. Duly elected councilmen shall take office on the first regular meeting date of the Council following their election.

Law to void ‘fraudulent’ document of 1865

The bills, the counts, and federal and state agencies recognize the Treaty of 1855 as the only treaty between the U.S. and the Confederated Tribes.

A document called “The Huntington treaty of 1865” is generally recognized as fraudulent. Numerous aspects of the Huntington document include no compensation to the tribes, and hardly any tribal signatures. The document then seeks the tribes give up reservation rights to usual and accustomed fishing, hunting, and gathering places. And there is a provision saying members need written BIA permission to have the reservation.

This month a federal legislative delegation from Oregon—Senators Merkley and Wyden, and Congresswoman Walden—joined the tribes in advocating the formal abolition of the Huntington document.

In introducing this legislation, the Senators and Congresswoman recognized the document as “a fraud,” “shameful,” and “a tremendous wrong.” Gov. Kate Brown last month also recognized as much, meeting with the Tribal Council and giving her support to the effort.

The tribes were a great help: The tribes were working on a formal repeal of the Huntington document during former governor Kate’s time in office.

The tribes had federal legislative support at that time as well, especially from then-Senator Mark O. Hatfield. Kitzhaber was uncooperative, though, and the project stalled. Removal of the Huntington document would recognize only the Treaty of 1865.

The “Treaty of 1855” represents the only document describing the rights of the Warm Springs tribes. As a matter of policy, the Forest Service recognizes only the Treaty with the Tribes of Middle Oregon, 1855—

Pageant this evening

The 2019 Miss Warm Springs Pageant is set for this Wednesday evening, March 27 at the Agency Longhouse.

Dinner will be served at 5, as a Fireworks Dinner for 2018 Miss Warm Springs Thrymica ’Reese’ Sansierat, who will present the crown to the new Miss Warm Springs. The ceremony is included.

The Miss Warm Springs tradition started in 1953, during the centennial celebration of the Treaty of 1855. The first Pageant happened in 1969, and since then this community event has been held annually with few exceptions. To date, 41 women have served as Miss Warm Springs.

Councilman, war veteran, longtime leader passes


Charles ‘Jody’ Calica, Vice Chairman of the Confederated Tribes of Warm Springs Tribal Council, passed away March 18, 2019 at his home and surrounded by family.

He will be greatly missed by many who knew him and worked with him on natural resources, economic development and tribal custom.

Mr. Calica was a Tribal Council Representative for the Simnasho District. Mr. Calica’s tribal heritage includes the Ichishkin or Warm Springs People, and the Clackamas band of the Kiksht or Wasco People.

His father came from the Philippines as a World War II Veteran. His Indian name is Wall-a-hee, which has a proud history and represents kinship ties with the people of the Yakama Nation.

After graduating from MacLaren School for Boys, he attended college at the University of Oregon, where he enlisted in the U.S. Navy. He was later recruited into the U.S. Marines and served with the people and issues of Nez Perce, Coeur D’ Alene and Kootenai Reservations from 2002 to 2013.

Other governmental responsibilities have included serving on the Jefferson County Bank and Oregon Historical Society, Inter-Tribal Timucuca, the Education Director. His work with Jefferson County School District began in 1973, and he was later recruited by the Great Federated Tribes of Warm Springs in 1976 as the Education Director. Throughout his 37-year career, he served in a number of middle and senior executive positions including municipal manager, Natural Resources general manager, and Chief of the Oregon Office of Planning and Development.

He also served three consecutive three-year term appointments as Secretary-Treasurer/Chief Executive Officer for the Twenty-Ninth, Thirty-Fourth, and Twenty-Fifth Tribal Council terms.

Mr. Calica’s only break in direct tribal service would be his employment as Bureau of Indian Affairs superintendent of the Northern Idaho Agency, working with the people and issues of Nez Perce, Coeur D’ Alene and Kootenai Reservations from 2002 to 2013.

Of the numerous other career experiences included serving on the boards of directors for the Oregon Historical Society, Inter-Tribal Timucuca, and Oregon Indian Education Association and the National Indian Juvenile Justice Task Force.
The Commissary project is modeled on other successful projects. The Mercedes business incubator in Portland has now self-sustaining, and that is a goal for the Commissary project,” Watson said.

The Commissary project manager is Marissa Azem, working with the architect-firm Hacker and Associates. The firm has greatly committed their services to the Commissary project.

After the building is moved to its new site, and solely ac-caid, the plan is to have the businesses open in the Commissary next year early.

This project helps meet the tribes’ goal of creating new business opportunities, and providing new services to the community.

The Warm Springs Youth Wellness Program at the Youth Center gym is open for youth during spring break. They are daily morning walks, group games, sports skill development and physical and other physical ac-tivities plus healthy meals. There’s a La-crosse Camp this Thursday, March 28 from 1-4 p.m. And a special guest from Linfield College.

The University of Oregon is offering the Indigenous Pro-College Prep this summer. This class and workshops will cover college prep, the admissions process, fi-nancial aid, the unique challenges of being a Native scholar, and various academic ar-eas. The academy will be held July 21-28 at the University of Oregon for Native students who are in grades 9-12 during the coming school year.

It is free, with some meals pro-voked. Applications are due by June 15. For more about the details and apply online go to admissions.uoregon. edu/ipea

Over Spring Break...

March 28, 2019

The Warm Springs Prevention program will host a Pow-Wow Can-nival this evening Thursday, March 28 at the Warm Springs Youth Center Gym. There will be food, music, games and crafts. Interested in setting up a booth? Call Prevention at 541- 451-0112.

There is a Family Movie showing this Thursday, March 28 at 1:30 in the Commu-nity Center Social Hall.

Warm Springs Rec-reation invites youth to the Community Center for spring break ac-tivities. There will be lots of things for school age kids to do each day.

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New school curriculum to tell tribal story

This year Warm Springs Culture and Heritage met with other communities for their thoughts on the pub-lic education tribal curricu-lum. Most recently Cul-ture and Heritage, of the Education Branch, heard suggestions on the curricu-lum unit, Tribal Govern-ment. This summer, all of the courses—to be taught in public schools in the region—include Tribal History, Culture, Tribal Language and Tribal Energy.

The curriculum is develop-ing for three levels of study: Elementary school, middle, and high school. This is the ‘Senate Bill 13’ project, coordinated at Cul-ture and Heritage by Diana Smith. Ms. Smith and Cul-ture and Heritage has held the community meetings, while working closely with tribal elders at Education on details of the curriculum. Once in place in the pub-lic school system, these les-sons will be an innovation. The Warm Springs curricu-lum will be taught in the schools of the Central Or-egon region; the other eight recognized tribes of the state are working on their own curriculums.

This will create a public education problem that has existed for decades: The tribal story—as taught in public schools—told and inter-preted by non-Native.

For years now the Culture and Heritage has taught tribal languages, cul-ture and history in schools. The Senate Bill 13 curricu-lum, scheduled for comple-tion this summer, will bring this perspective to general student body.

Two years ago the Oregon legislature heard testimony calling on the state Educa-tion Department to imple-ment a statewide Native American curriculum. Tribal Education Branch manager Councilman魏ビストラク represented the Confeder-ate and Tribes at the hearings.

The legislature responded with Senate Bill 113, which gives Kate Brown as another ad- vocate.

Oregon Education then made resources available to each of the nine tribes, at looking for developing the individual curricula. SB 13 stated the purpose of the law: "To develop a curriculum relating to the Native American culture experience at Oregon, and make the curriculum available to schools. And to provide professional develop-ment to teachers and administra-tors relating to the curriculum.

In the end the students will benefit, learning the tribal story of the Native tribes.

Diane McMechan

March 18, 2019

Roll call: Chief Joseph Moses, Chairman Eugene Greene, Jr., Catina Miller, Valerie Switzler, Brigette McCorkle and Lucas Tom Minette Yahirne, Recorder

Title: Native American Referendum results:

Motion by Brigette adopting Resolution No. 12,577 accepting results of the referendum question presented to the tribal vot-ers: by Resolution No. 12,520 on March 15, 2019. Hereby confirmed by the Tribal Council and deemed unapproved. Sec-ond by Lee; Question: 4/0/0, Chairman not voting; Motion carried.

Hemp Code revision:

Motion by Carina adopting Resolution No. 12,578 with noted edits and additions, adopting Ordinance 99. Second by Brigette; Question 5/0/0, Chairman not voting Motion carried.

State Transportations Improvement Funds (STIF):

Motion by Carina adopting Resolution No. 12,580 sharing the STIF Advisory Com-mittee, who shall advise and assist the tribes to carry out the purpose of the STIF and prioritizing projects to be funded by STIF moneys. The members of the STIF Advisory Committee are: Andrew Breaux, Melinda Poins, Rose Mary Allen, Jane Smith, Tom Estimo Jr., Lyle Kiefer and Loren Stansel. Alternates: Frances Martinez and Michelle Saracen. Second by Brigette; Question 5/0/0, Chairman not voting Motion carried.

Harvest resolutions:

Motion by Brigette adopting Resolution No. 12,581 adopting the 2019 Commercial Cannabis Har-vest Regulations; Second by Carina; Question 4/0/1, Chairman not voting; Motion carried.

Motion by Brigette adopting Resolution No. 12,582 adopting the 2019 Tribal subsistence elk fish-ing at the Sandy River. Sec-ond by Lee; Question: 4/0/ 1, Chairman not voting; Motion carried.

2017 Comprehensive an-nual financial review—Over- view.

Improvement Funds

Motion by Carina adopting Resolution No. 12,580 sharing the STIF Advisory Com-mittee, who shall advise and assist the tribes to carry out the purpose of the STIF and prioritizing projects to be funded by STIF moneys. The members of the STIF Advisory Committee are: And

Dr. D.McMechan/Spilyay Tymoo, Warm Springs, Oregon

March 27, 2019

Spilyay Tymoo, Warm Springs, Oregon

March 27, 2019

pavilion, a communal space. The plan is to move the building from its current location on the Post Office to a site just off the highway towards the center of town. Speaking at a happy hour June, said Chris Warren, Community Action Team di-rector.

For the project so far the team has raised more than $900,000 from 13 different funding sources. This should be enough for the Commissary part of the project, Mr. Warren said.

Other areas include the landscaping, an outdoor kitchen, and food eats lo-cated around the Commis-sary, a communal space. The plan is to move the building from its current location on the Post Office to a site just off the highway towards the center of town. Speaking at a happy hour June, said Chris Warren, Community Action Team director.

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Warm Springs Culture and Heritage this Wednes- day, March 27 is hosting spring break activities—includ- ing Language Bowl preparation—for young people.

The Senior Wellness Center is having Senior lunch today from noon-1 p.m. The menu: beef enchiladas, Spicy rice black beans, and birthday cake. Se- niors 60 and older eat for free, 59 and under are $5. There is also a dance at the Senior Wellness Center.

There is an Alcoholics Anonymous meeting today at noon at the Community Center Social Fitness Center. A insanity class today is cancelled.

There is a Social dance class today at 4 in the Community Center Aerobics room.

The Warm Springs Native Aspirations Pre- vention Coalition will hold its monthly meeting on April 1 at noon at the Emergency Management Building.

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The tribes and Indian Head Casino in March celebrated the one-year anniversary of the Plateau Travel Plaza. The two-day celebration featured a live radio remote, vendor giveaways, discount coupons, and games for kids and the family. The tribes and casino in February also welcomed the new travel plaza manager, Darrell Jones. Mr. Jones comes here from Vernon, Texas, where he managed the Colfo travel center.

Warm Springs Presbyterian Church is having a warm worship service at 11 a.m. Everyone is welcome.

Aglow Bible Study is this evening at High Lookout Lodge from 6:15-7:30. Everyone is welcome.

Tuesday, April 2: 2 Warm Springs fitness activities today are: Functional Fitness Class at 10:45 in the Community Center social hall, Volleyball at noon in the gym; and insanity class at 12:10 in the Aerobics room. Men’s open gym tonight from 6:30-8:50. The Jefferson County Food Bank is lo- cated at 556 SE Seventh Street in Madras. They are open for distribution this afternoon.

Voc Rehab in Warm Springs will hold an or- entation session today at 3 in Behavioral Health Center conference room. Those who cannot make it to one of the scheduled weekly sessions can call 541-553-4952 to request a one-on-one orientation.

There is a Wellbriety Warriors Accepting Re- covery meeting this evening from 6:30-8:30 at the Community Center Social Hall. It is open to anyone seeking sobriety and wellness.

Wednesday, April 3: There is basketball at noon today at the Community Center gym. Functional Fitness Class is at 12:10 in the Aerobics room; and PIYO class is also at 12:10 in the clinic atrium. There is also Women’s open gym at this time.

Warm Springs Chris- tian Fellowship is at noon-1 p.m. at the Senior Center.

Senior wellness is this morning at 10:45 at the Senior Center. Participants are invited to eat brunch afterward. Today’s Warm Springs fitness activi- ties include noon hoops at the gym; Functional Fitness at 12:10 in the Aerobics room; and PIYO class at 12:15 in the clinic atrium. Women’s open gym is this evening from 6-7:50. There is a Women’s Prayer Group at the Presbyterian Church from 11:30-1:30 today. All attendances are welcome. Vocational Rehabilitation will have an orien- tation session today at 3 in the Culture and Heri- tage building conference room on the second floor. Those who cannot make it will receive a one-on-one orientation.

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Warm Springs Chris- tian Fellowship has Bible study at 6 p.m. at the Senior Center.

The Warm Springs Baptist Church has Bible study this evening at 6. The Senior Wellness Center is having Senior lunch at noon from noon-1 p.m. at the Shaker Church.

There is Ichishkin class today from noon-1 p.m. at the museum. Bring your own lunch.

There is a Health Walk-in clinic today at 8:30 a.m. and other things for children, adolescents and adults.

Computer lab as- sistance is available to- morrow and today at the Education building from 1-4 p.m. There is no appointment needed. You can get practice using a computer, Word or Excel projects, and online job searches. There are tu- torials available and staff will be there for as- sistance.

Saturday, March 30: There is an Alcoholics Anonymous meeting this morning at 10 at the Senior Center.

The Warm Springs Baptist Church is at 10 a.m. at the Senior Center. Participants are invited to eat brunch afterward. Today’s Warm Springs fitness activi- ties include noon hoops at the gym; Functional Fitness at 12:10 in the Aerobics room; and PIYO class at 12:15 in the clinic atrium. Women’s open gym is this evening from 6-7:50. There is a Women’s Prayer Group at the Presbyterian Church from 11:30-1:30 today. All attendances are welcome. Vocational Rehabilitation will have an orien- tation session today at 3 in the Culture and Heri- tage building conference room on the second floor. Those who cannot make it will receive a one-on-one orientation.

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There is Ichishkin class today from noon-1 p.m. at the museum. Bring your own lunch.

There is a Social dance class today at 4 in the Community Center Aerobics room.

Friday, April 5: There is no school. It’s teacher grading day.

Senior citizen fit- ness class is held Mon- day, Wednesday and Friday at 10:45 at the Senior building. After class, participants can eat brunch.

There is noon hoops today at the gym. There’s also Functional Fitness at 12:10 in the Aerobics room; and PIYO class is at 12:10 in the clinic atrium.

Saturday, April 6: There is an Alcoholics Anonymous meeting this morning at 10 at the Behavioral Health Center.
Final salute

Members of the Eugene “Gentle Green” group of friends who car- l: Legion Post 48 would like to extend their appreciation to the following community organizations who made their final salute to the veterans:

• Tony Elmore, Junior Mc- holas
• Larry Jones, Gene Moore
• Gayle Moore, James Nettles
• Pat Peterson, Jackie Scott
• Sandy Seip, Stewart Seip
• Jackie Streeter, Mary Streeter
• Doug Tarr, Doug Trussler
• Lisa Venne, Lisa Venne
• Susan Venne, Susan Venne
• Jim Wills, Jim Wills
• John Young, John Young

For students

Palapapainting and Or- enge Science University- vity are hosting on- track events in mid-April. For- m, 27 March will be from 5:30 to 7:00 pm in the confer- ence room at the Family Resource Center. Palapapainting is for stu- dents in grades 6 through 12. The services provides academic support, and ad- vises and help for staying in high school, and enrolling in college. There will be art classes, including cul- ture in education, college tours and college partner- nerships.

For veterans

The Madras VPW Post 1241 and its Auxiliary are looking for veterans, and non-veterans, to join a Welcome Home Veterans Party this Saturday evening, March 30 from 4-8 p.m. at the Erickson Acolyte Kir- kland in Madras.

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Healthy Living looks at stress and breathing

Stress less and breathe: this is a relationship, be- tween stress and breathing. Feelings we associate with stress—increased heart, fast breathing—are designed to keep us alive.

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Repatriation at the Columbia River

The Warm Springs Nation Now:
KNT Closed (Passive Tourism)
70 percent unemployment
No plan for the future

WSFPI Closed
82 percent TM’s are under 44
No growth government

VOTE SAL SAHME (Wa-Ticks-Na-Kit)
For
Future: Good government (leaders, water and buildings)
Happy, healthy Tribal Members
Jobs and Tribal Member owned businesses

How: Sell all-seasons tourism adventures and cultural experiences
Focus is our culture, values and history
Tribal Members guide, teach and own businesses (Interactive Tourism)
Tribal Council sets tourism policy, regulation and leads growth

What:
More is less (high value products with low visitor impacts)
Our Culture based eco stewardship
Lodging, meals, gambling are support products
Tribal Member self reliant businesses

Tribal Council has approved regulations regarding smelt harvest in the Sandy River, resolution 12,582. Harvest may take place in the Sandy seven days per week from 6 a.m. to 6 p.m. This is a subsistence fishery and there is a tribal limit of 1,800 pounds but no individual limit. Sales are not allowed.

Gear is limited to dip nets and the nets must be attended continuously. The Branch of Natural Resources will have riddled technicians to check your harvest, if you are not checked you are required to report your catch to the harvest manager within 24 hrs, the phone number is 541-460-0272.

Tribal members must have their enrollment cards on their person while fishing. If asked you must allow your catch to be inspected by federal, state or tribal officers.

Paid Advertisement
The Warm Springs Community Action Team’s AARP Tax Aide is doing free tax preparation and filing. This tax service will be done on Tuesdays and Thursdays through April 12, but you must make an appointment.

Call 541-553-3148 or stop by the Community Action Team office on campus to reserve a time.

Council approves Sandy smelt season
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Cougars tourney taking entries

The Twenty-Sixth Annual Warm Springs Cougars All-Indian High School Boys & Girls Basketball Championship ships are coming up in early April.

Warm Springs Recreation will host the championships April 5-7 at the Community Center. Contact tournament director Austin Greene at the Recreation Office for more information. 541-553-3243.

Summary of Tribal Council

March 25, 2019


Federal legislative update.

Motion to approve the Federal legislative update.

Motion by Brigette approving $300 from the Tribal Council budget for the 2018 Warm Springs fairs/dance on March 27.

Second by Val. Question: 6/0/0, Chairman not voting. Motion carried.

February 2019 Financial update.

Chief Operations Officer update.

Motion by Brigette approving Alya to do due diligence on the Kah-Nee-Ta Village, Memorial day to Labor Day and to report back to Tribal Council in two to three weeks. Second by Brigette. Question: 6/0/0, Chairman not voting. Motion carried.

February 2019 Financial update.

Secretary-Treasurer update.

Motion by Brigette approving the April 2019 agenda, subject to change. Second by Val. Question: 6/0/0, Chairman not voting. Motion carried.

Other business.

Motion by Brigette delegating Raymond to the Legislative Committee on Indian Services. Second by Val. Question: 5/0/0, Chairman not voting. Motion carried.

Motion by Brigette delegating Raymond to be a primary member of COIC's board of directors. Second by Val. Question: 5/0/0, Chairman not voting. Motion carried.

Motion by Raymond delegating Brigette as the Inter-Tribal Timber Council voting delegate. Second by Val. Question: 6/0/0, Chairman not voting. Motion carried.

Motion by Raymond delegating Brigette to serve as a primary member of COIC's board of directors. Second by Val. Question: 5/0/0, Chairman not voting. Motion carried.

Motion by Raymond delegating Raymond to serve as a primary member of COIC's board of directors. Second by Val. Question: 5/0/0, Chairman not voting. Motion carried.

With no further discussion the meeting adjourned at 5:15 p.m.

Livel stock growers

The Redmond Farm Service is offering the Livestock Indemnity Program. This assistance is open to eligible producers of livestock who experience severe animal mortality, due to extreme weather, diseases or attacks by animals reintroduced into the wild by the federal government and natural disasters. FSA county committees can approve requests. Information is available online at native.wsu.edu/nyehed/enrollment. Proof of death documentation. Copy of gross receipts. Proof of normal mortality document.

American Pickers visiting region

American Pickers are coming to Central Oregon. The man plan to film episodes of the hit series in the area in April. They are on the lookout for unique, antique collections, and to learn the stories behind them. If you are someone you have a large collection or accumulation of antiques, name the phone, number, location, and description of the collection with photos to: americancpickers@cinemax.com or call 855-OLD-RUST.

Felony charge for fishing in the Puget Sound

Washington state authorities allege that a man claiming membership in the Yakama Nation in Washington was illegally fishing in Squaxin Island waters near Kingston. The man allegedly fished from an unlaunched boat, and that a Yakama tribal official knowingly issued him his invalid permit. The man is accused of selling 5,600 pounds of chum salmon he caught using a gill net. The October 2017 incident casts light on an ongoing disagreement over who has rights to harvest fish in the Puget Sound, leading back to different interpretations of a passage in the 1854 treaties.

Eligible livestock owners must contact their FSA office within 30 calendar days of when the loss occurred. Participants must provide the following documentation to the FSA office no later than 90 calendar days after the date of the loss, if possible.

American Pickers will feature Native flute music

Grandmyn nomineesc. Carlus Nakai and Will Clipman will perform an evening of Native American flute music at Central Oregon Community College on Thursday, April 4. The concert will be performed in the Wille Hall from 6-8 p.m. This event is free and open to the public. The concert will consist of the songs of the Native American cedar flute with the vibrations of African, Native American, and Asian rhythms.

Students from COCC's First Nations Student Union will be selling CDs by the artist. For more information, call 541-518-3726.

The concert is sponsored by the COCC Diversity and Inclusion and Student Life offices, the Native American program, and Safford Inn & Suites.

Concert at COCC will feature Native flute music

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The Native Youth Exploring Higher Education program is being offered through Washington State University. The program is accepting applications now for the upcoming 2019 summer camp. The focus of the week-long camp is July 13-19, and is open to students who will enter grades 9-10 in the fall. It’s for students to learn about college opportunities and education. Information and registration is available online at navs dot Wsu dot EDU under the ‘programs’ tab.

The Johnson O’Malley Scholarship Committee will release the ‘2019 Johnson O’Malley Scholarship’ because of other disabilities.

The Heart of Oregon YouthBuild is recruiting young people ages 16-24 for its spring cohort beginning in mid-April. The program geared toward youth who’ve dropped out or are on the verge of being dropped from traditional high school. Participants must provide the following documentation to the Heart of Oregon YouthBuild office no later than 90 calendar days after the date of the loss, if possible.

The Redmond Farm Service is offering the Livestock Indemnity Program. This assistance is open to eligible producers of livestock who experience severe animal mortality, due to extreme weather, diseases or attacks by animals reintroduced into the wild by the federal government and natural disasters. FSA county committees can approve requests. Information is available online at native.wsu.edu/nyehed/enrollment. Proof of death documentation. Copy of gross receipts. Proof of normal mortality document.

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This month the 1980 Baseline Census referendum was held made at two things clear: first that Nokoomis’ test is key for tribal referendum; and, the automatic enrollment issue remains a pending question after the tributes. There are three kinds of tribal questions the membership is asked to decide: The Tribal Council elections, referendum by vote of the Confederated Tribes, and referendum by hold by the Bureau of Indian Affairs. The Tribal Council elections and BIA referendums have no minimum voter participation requirement, while the third is a general requirement for a valid tribal referendum.

The ‘one-third requirement’ to apply, the popular Council elections would no doubt exceed the minimum required to pass: It would probably be said of the vast BIA referendums such as the one several years ago suggesting major changes to the tribal Constitution and By-laws. On the other hand, more often than not, tribal referendums usually fail for lack of a third voter participation. In recent years the canvass referendum of late 2015 is the exception, garnering over the third-minimum.

More common are the last two referendum elections, the 1980 Baseline Census referendum, and the recent vote on the 1980 Baseline Census. Power over one-third of eligible voters cast a ballot. A real question—one that is hard to quantify—is how many members need not vote as a way of saying “No”.

This month the 1980 Baseline Census referendum is great example: Of those who cast a ballot the majority would have voted in favor. Overall members were 597 in favor, and 180 against.

The Baseline question, and therefore the standard for automatic enrollment, are fundamental matters for the tribes, establishing who qualifies for membership.

The 717 total ballots were quite a bit short of the 1,355 votes needed to meet the one-third eligibility.

Tribal Council last week approved the results, as proposed by the tribal Election and the Counting boards. This led to discussion of the future of the 1980 Baseline Census. The overwhelming majority of those who voted shared their fears of the proposal, said Kahseuss Jackson, Councilman from the previous Tribal Council. Twenty-Sixth Tribal Council, Mr. Jackson said, approved the 1980 Baseline Census adjustment. Previous Councils had taken similar actions, he said: Tribal Council in 1975 established the 1940 tribal census as the baseline, and Council in 2008 adjusted the Baseline Census to 1960. In 2016 the Twenty-Sixth Tribal Council by resolution 12,157 adjusted the Census Baseline to 1980. A short time later, three Council members called for a referendum on the question, as provided in the tribal Constitution.

Councilwoman Carita Miller said the Tribal Council should review the procedure by which resolution 12,157 was put to referendum. One need only ask Chairman Austin Greene Jr. he would like a full sequel for this discussion. Election of the Twenty-Eighth Simnasho is coming, Councilwoman Carita Miller said, and a full sequel of the Twenty-Sixth Tribal Council should be present for discussion of any action of such significance. The Baseline question, and therefore the standard for automatic enrollment, are fundamental matters for the tribes, establishing who qualifies for membership. The matter of some controversy, can be summarized:

The 1938 constitution states that a person could be automatically enrolled in the Confederated Tribes of the person on the one-third Indian blood. The tributes in 1966 amended this provision to say that a person could be automatically enrolled if the person had one quarter-blood of the Confederated Tribes of Warm Springs. By resolution in 1975 the Tribal Council established the baseline for determining blood quantum. The baseline was the 1940 tribal census. The mean that the quan- tum of Indian blood, regardless of tribal ancestry, of a person on the 1940 census is considered Confederated Tribes of Warm Springs blood. A descendant of a person whose name is on the census can then count all of that ancestor’s Indian blood as Confederated Tribes blood, for purposes of determining automatic enrollment of the descendant. By resolution in 2008 Tribal Council updated the baseline to the 1960 census, with the same effect: The quantum of Indian blood of a person on the 1960 census is considered Confederated Tribes blood. And descendant look to that to determine their own quantum of Confederated Tribes blood.

On April 23, 2016 the Twenty-Sixth Tribal Council by resolution again voted to update the baseline, to the 1940 census. Four days later this resolution was subject to a referendum challenge by a Council member.
Living Traditions at the Museum at Warm Springs this Friday, March 29 will feature the photography of Edward Heath. Join the museum and guests as Mr. Heath hosts a discussion regarding a selection of his photography, including images captured during the 2018 Treaty Conferences at the museum.

For more details about the museum Education program contact Tamera Moody at 541-553-3331 ext. 407. Her email is tamera@museumatwarsprings.org.

The U.S. Supreme Court ruled in a split decision last week that a provision in the 1855 Treaty between the Yakama Nation of Indians and the U.S. preempts Washington state’s fuel tax. Prior to the dispute, Cougar Den, a wholesale fuel importer incorporated under Yakama law, obtained fuel in Oregon and transported it using Washington state’s public highways, selling the product at gas stations located within the Yakama reservation. Because this transport of fuel involves public highways, the Washington State Department of Licensing argued that $3.6 million in state taxes, penalties and licensing fees were owed.

The Yakamas, though, claimed that a treaty provision reserved a “right, common with citizens of the United States, to travel upon all public highways.” Writing an opinion joined by Justice Sonia Sotomayor and Elena Kagan, Justice Stephen Breyer noted that the treaty’s protection of the right to travel on public highways includes travel with goods meant for trade. A tax on certain goods would impose a burden on the protected travel and would not be consistent with a fair reading of the treaty. Furthermore, there is substantial precedent allowing the treaty to preempt other state laws in other circumstances, such as the purchase of fishing licenses, where conflict exists.

In a concurrence joined by Justice Ruth Bader Ginsburg, Justice Neil Gorsuch dismissed Washington state’s attempt to read the treaty “only as a promise to tribal members of the right to venture out of their reservation and use the public highways like everyone else.” Such a reading would betray the original understanding of the right-to-travel provision and would lead the Yakama to “be made prisoners on their reservation.”

Heath photos at museum Living Traditions

**Victory for Yakama Nation in gas tax dispute**

For your support during my time as Miss Warm Springs, special thanks to:

- The Confederated Tribes of Warm Springs Tribal Council
- The Museum at Warm Springs
- The Credit Enterprise
- Indian Head Casino
- KWSO, Amos Jackson Embroidery
- Thank you to Nor and Sandra Sampson, Alyssa Macy, Rosy Tom, Linda and Phillip David, Gilbert Brown, Otholina Pati, Evaline Pat, Rose Coboah, James Sam, Charmaine Bilby, Neeme Garrinon, Captain Moody, Tamera Moody, Anitha White, Nalisa Kirk, Linda Meekins, Danny Martinez, Kristin Geneselo and Aystyn Wilke. And Mary Harris, Mackie and Jody Begay, Colin Chief, Toni Minthorn, Terri Caines, Aurolyn Steyer, Archie Caldera, Linda Lamon, RJ Ayenfand, Jonath Mosure, Ron Gregory, Tanya Couture, Chips and Whitney Kalam, Bonnie Burke, Hose and Berna Rideshores, Lydia Faldahom, Logan and Sierra Quampons.
- Delson Supph Sr., Danielle Smith, Vl Jordan, Michelle Car, Sue Mamen, Liz Smith, Bruce Baz, Mantam and Chuck Smith, Michael Smith, Darlene Higlett, Regina Heath, Sammy Brandt, Rick Kirk, Moira “Sceotte” Henry, Terry and Gladys Squimpfen, Mitraria Simtus, Anthony Aken.
- And last but not least to my mom Jos Simtus. Thank you for all your support...
Apply for Tribal Scholarship

Warm Springs Higher Education reminds students who plan to apply for the Tribal Scholarship that the Tribal Scholarship Early Bird deadline is May 1.

Students who turn in application packets by this date will be eligible for certain school supplies. The regular deadline is July 1. Talk to Carroll at the Higher Education Office for more information, 541-553-3311.

Veterans officer

A Jefferson County Veterans Service Outreach officer will be in Warm Springs at the Warm Springs Senior Center on the 3rd Tuesday of each month. Appointments are available for the morning by calling 541-475-5228. Otherwise, the Veterans Service Officer will be available to answer questions during and after the senior meal that day.

The 2019 farm bill contains a provision that a person with a felony cannot be permitted to grow hemp. The tribal regulation includes the same restriction.

In adopting the two resolutions last week, Tribal Council also stated an interest to possibly at some point in the future allow the tribes to license individuals to operate their own grow operations. The Council members agreed that the Cannabis Commission should look into this matter, and report back to Council in about year. Councilwoman Carina Miller brought this up, saying she had heard from individuals who might want to go into this business.

This kind of licensing was not part of the Cannabis Referendum vote, said Council Chairman Austin Greene.

Councilwoman Val Steinrider also had a concern about this, saying licensing individual grow operations would take the cannabis idea beyond the original referendum mandate.

In the end the Council vowed to have the analysis by the Cannabis Commission. The Twenty-Eighth Tribal Council could then look at the report in 2020.

Hemp: resolutions approve code provisions

(Continued from page 1)

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