

Tribal Energy Subcommittee
Thursday, March 8, 2018
3:00 PM – 4:00 PM EST
Meeting Summary

Welcome and Roll Call

Follow-Up to RPC Meeting

- Important lesson learned through discussion re: involvement of Tribes in past recommendation to amend 30 C.F.R. 1202.151(b) that communication is important between Subcommittee and tribes.
- Recommendation to share Tribal Energy Subcommittee Framework of Relevant Laws and Regulations with full RPC.

Working Group Updates

TERA Working Group

- Working group to weigh in on whether it makes sense to ask DOI to clarify, first, what are not inherently federal functions.
- Subcommittee members from DOI to identify someone from BIA to assist with research and someone in senior leadership to provide input.
- Working group to prepare a draft paragraph outlining what they want/need.

Model Statute Working Group

- Will continue to move forward pursuant to the timeline.

1938 Act Working Group

- Suggestion to engage in discussion regarding whether there are other avenues – in addition to statutory change – to pursue related to 38 Act.

Taxation Working Group

- Dual taxation issue still worth exploring, even if it may be beyond the immediate scope of the Department.
- Will continue to pursue work and circle back with BIA to get additional information regarding concerns.

Next Steps

- The next subcommittee call will be on Thursday, March 22nd from 3:00-4:00pm.

Attendees:

Dr. Steven Payson, DOI/AS-IA, Subcommittee Co-Director

Matthew Adams, CloudPeak

Bidtah Becker, Navajo

Jackson Brossy, Navajo
Jennifer Malcolm, DOI/ONRR
Chris Mentasti, DOI/ONRR
Monte Mills, University of Montana School of Law
Charles Robertson, Choctaw
Chris Stolte, DOI
Deirdre McCarthy Gallagher, Facilitator