

Committee: Rules
Date: 2/11/20

Committee Date: 02/27/20

Author: Julia Coates and Adam McCreary
Sponsor: Julia Coates, Mary Baker Shaw, Joe Byrd, Rex Jordan, Wes Nofire, Daryl Legg, Mike Dobbins, E.O. Smith, Canaan Duncan, Shawn Crittenden, Harley Buzzard, Mike Shambaugh, Victoria Vazquez, Dora Patzkowski, Joe Deere, Keith Austin, Janees Talor

RESOLUTION NO. 15-20

COUNCIL OF THE CHEROKEE NATION

A RESOLUTION IN SUPPORT OF INDIGENOUS LANGUAGE RIGHTS SPECIFIED IN NATIONAL CONGRESS OF AMERICAN INDIANS RESOLUTION #ABQ-19-012

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government on behalf of the Cherokee people; and

WHEREAS, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America; and

WHEREAS, the Cherokee Nation is committed to supporting and advocating for the protection of the most vulnerable and at-risk populations in our jurisdiction and around the world; and

WHEREAS, there is a humanitarian crisis in South and Central America that has resulted in thousands of Indigenous peoples fleeing extreme poverty, crime, political conflict and discrimination to seek refuge in the United States; and

WHEREAS, these indigenous migrants are often mistakenly identified as Latino or Hispanic when they enter the United States, creating a language barrier that prevents individuals from communicating their asylum request or even their most basic health care needs; and

WHEREAS, the inability of U.S. officials to communicate effectively with indigenous peoples contributes to the confusion and can lead to the denial of basic human and civil rights, including unnecessary deportations, detainment and family separation; and

WHEREAS, Cherokee Nation is dedicated to the preservation of our own native language and strongly supports the rights of indigenous peoples to communicate in their native languages; and

WHEREAS, Cherokee Nation, as a member of the National Congress of American Indians, supported the adoption of NCAI Resolution #ABQ-19-012 to protect and advance the human rights of indigenous peoples migrating to the U.S.; and

WHEREAS, given current practices under DHS, DHHS, DOJ, and Department of State and their immigrant serving agencies: Border Patrol (BP), Customs and Border Patrol (BP), Immigration and Customs Enforcement (ICE) and Office of Refugee Resettlement (ORR), Federal Immigration court, and Federal Criminal Court, may be in violation of U.S. Executive Order 13166 that calls for language assessment and use of “primary languages”, international standards supported by the U.S. in the United Nations Declarations on the Rights of Indigenous Peoples (UNDRIP), the International Covenant on Civil and Political Rights (ICCPR), the

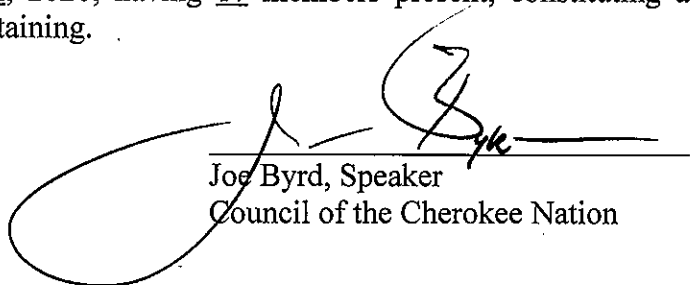
International Convention on the Elimination of All Forms of Racial Discrimination (ICERD), and the Organization of American States, American Declaration on the Rights of Indigenous Peoples (ADRIP);

NOW THEREFORE BE IT RESOLVED, the Cherokee Nation calls on the United States government to create and implement methods to identify indigenous peoples at the U.S. border at first contact and throughout short and long term detention, and during immigration proceedings in US immigration court and criminal court, and develop indigenous language resources for these individuals and families; specifically, as called for by NCAI Resolution #ABQ-19-012 which also “calls upon the Department of Homeland Security (DHS) to create an Indigenous Language Advisory Commission.”

BE IT FURTHER RESOLVED, that the Cherokee Nation fully supports the adoption and implementation of all recommendations outlined in NCAI Resolution #ABQ-19-012.

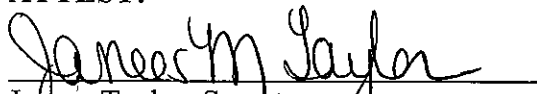
CERTIFICATION

The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 257th day of April, 2020, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.



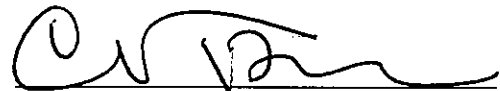
Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:



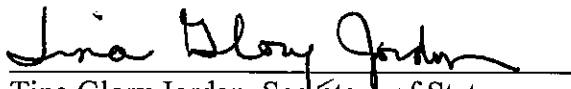
Japees Taylor, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 28th day of April, 2020.



Chuck Hoskin, Jr., Principal Chief
Cherokee Nation

ATTEST:



Tina Glory Jordan, Secretary of State
Cherokee Nation

Cherokee Nation Act/Resolution Proposal Form

Act Resolution

ADMINISTRATIVE CLEARANCE

Dept/Program:

TITLE:

A RESOLUTION IN SUPPORT OF INDIGENOUS LANGUAGE RIGHTS SPECIFIED IN NATIONAL CONGRESS OF AMERICAN INDIANS RESOLUTION #ABQ-19-012

Signature/Initial _____ Date _____

Executive Director:

DEPARTMENT CONTACT: Chuck Hoskin Jr.

RESOLUTION PRESENTER: Adam McCreary and Julia Coates

Signature/Initial _____ Date _____

Treasurer (Required: Grants/Contracts/Budgets):

COUNCIL SPONSOR: Julia Coates

NARRATIVE:
 the Cherokee Nation calls on the United States government to create and implement methods to identify indigenous peoples at the U.S. border at first contact and throughout short and long term detention, and during immigration proceedings in US immigration court and criminal court, and develop indigenous language resources for these individuals and families; specifically, as called for by NCAI Resolution #ABQ-19-012 which also “calls upon the Department of Homeland Security (DHS) to create an Indigenous Language Advisory Commission.”

Signature/Initial _____ Date _____

Government Relations:

Signature/Initial _____ Date _____

Administration Approval:

James Shaw 2/11/2020
 Signature/Initial JKM Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Stacie 2/11/20
 Signature/Initial _____ Date

Standing Committee & Date:

Rules 2/27/20

Chairperson:

Boyd
 Signature/Initial _____ Date

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