

Questions for the Record by Democrat Members

Questions from Rep. Gallego for Ms. Sarah Krakoff, Moses Lasky Professor of Law, University of Colorado Law School:

1. You mention that this Administration is sidestepping tribal legal protections in its construction of the border wall and that this has implications for all Americans.
 - a. Can you elaborate on that? What legal precedent is this Administration setting?

Questions from Rep. Grijalva for Ms. Sarah Krakoff, Moses Lasky Professor of Law, University of Colorado Law School:

1. Your testimony states that this Administration's border wall project could very well be completed without "suspending all of our environmental and other protective laws."
 - a. In your opinion, why might the Administration have chosen this destructive route for the wall's construction?
 - b. Why waive these protective laws in the first place?

Questions from Rep. Haaland for Ms. Sarah Krakoff, Moses Lasky Professor of Law, University of Colorado Law School:

1. Your testimony references legislation that is currently in place to protect the cultural rights of tribal nations, such as the National Historic Preservation Act (NHPA) and the Native American Graves Protection and Repatriation Act (NAGPRA).
 - a. Based on these laws, would you say that tribal consultation is an accepted precedent in this country?
 - b. How does the Administration's use of the REAL ID Act of 2005's waiver authority compare to this precedent?

Questions from Rep. Garcia for Ms. Sarah Krakoff, Moses Lasky Professor of Law, University of Colorado Law School:

1. Based on your experience in the legal and academic fields, what solutions are needed to prevent situations like this from occurring again?