

COMMITTEE ON NATURAL RESOURCES
SUBCOMMITTEE FOR INDIGENOUS PEOPLES OF THE UNITED STATES
1324 LHOB & CISCO WEBEX
September 20, 2022 at 11:00 a.m. ET

Questions for the Record

Oversight Hearing on *Examining Oklahoma v. Castro-Huerta: The Implications of the Supreme Court's Ruling on Tribal Sovereignty*

Questions from Rep. Raúl M. Grijalva for Hon. Bryan Newland, Assistant Secretary for Indian Affairs, U.S. Department of the Interior

1. Can you elaborate on how the Department of Interior is working with the Department of Justice to address the concerns of tribal leaders regarding the Castro-Huerta ruling?

Questions from Rep. Raúl M. Grijalva for Hon. Jonodev Chaudhuri, Ambassador, Muscogee Creek Nation

1. If you are able to, can you describe the Muscogee Creek Nation's relationship with Oklahoma's State government?
 - a. How do you anticipate this relationship to affect the delivery of public safety services on the Nation's lands following the Castro-Huerta ruling?
2. Although the facts of *Oklahoma v. Castro-Huerta* are rooted in Oklahoma, can you describe why you are certain that this ruling will impact tribal governments throughout Indian Country?

Questions from Rep. Raúl M. Grijalva for Hon. Kevin Killer, President, Oglala Sioux Tribe

1. How many BIA-funded law enforcement officers is the Oglala Sioux Tribe being provided?
 - a. How has this impacted the delivery of public safety services on the Tribe's lands?

Questions from Rep. Raúl M. Grijalva for Hon. Teri Gobin, Chairwoman, Tulalip Tribes

1. Your testimony notes that the Tulalip Tribes coordinate with local law enforcement for the prosecution of certain crimes. Importantly, you also note that the expansion of tribal jurisdiction under the Violence Against Women Act (VAWA) helped the Tribe better respond to domestic violence incidents.
 - a. Can you speak to this expansion of tribal jurisdiction and how it was beneficial to the community?

Questions from Rep. Raúl M. Grijalva for Ms. Bethany Berger, Wallace Stevens Professor of Law, University of Connecticut School of Law

1. Your written testimony traces nearly 200 years of federal Indian legal precedent that existed before the Castro-Huerta ruling.

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- a. What does it mean for the U.S. Supreme Court to ignore well-established legal history in this way?

Questions from Rep. Raúl M. Grijalva for Ms. Carole Goldberg, Jonathan D. Varat
Distinguished Professor of Law Emerita, University of California Law School

2. As your testimony notes, State involvement in criminal justice in Indian Country could jeopardize tribal-federal relations.
 - a. To clarify for the record, does the federal trust responsibility apply to State governments?
 - b. How will this impact the delivery of public safety services post-Castro-Huerta?