

**HUD Tribal Intergovernmental Advisory Committee  
Charter**

**I. COMMITTEE**

The official name of the Committee established herein is the U.S. Department of Housing and Urban Development (HUD) Tribal Intergovernmental Advisory Committee (TIAC).

**II. PURPOSE**

This Charter establishes and governs the TIAC.

**III. BACKGROUND**

The United States has a unique legal and political relationship with Indian tribal governments, established through and confirmed by the Constitution of the United States, treaties, statutes, executive orders, and judicial decisions. In recognition of that special relationship, pursuant to Executive Order 13175, executive departments and agencies are charged with engaging in regular and meaningful consultation and collaboration with Tribal officials in the development of Federal policies that have Tribal implications. Executive departments and agencies are also responsible for strengthening the government-to-government relationship between the United States and federally recognized Tribes.

HUD has formed the TIAC in accordance with its Tribal Consultation Policy and in furtherance of Executive Order 13175 and the Presidential Memorandum on Tribal Consultation and Strengthening Nation-to-Nation Relationships.

**IV. OBJECTIVES AND SCOPE OF ACTIVITIES**

The objectives of the TIAC are:

1. To further facilitate intergovernmental communication between HUD and leaders of federally recognized Tribes with respect to matters involving all HUD programs;
2. To make policy recommendations to HUD regarding matters that have Tribal implications;
3. To advise HUD on housing priorities of American Indian and Alaska Native communities;
4. To advise HUD on funding levels and administration of HUD programs;
5. To provide advice on strategies for further Tribal consultation on issues at the Tribal, regional, and national levels; and

6. To ensure that pertinent issues are brought to the attention of Tribes in a timely manner, so that timely Tribal feedback can be obtained.

The establishment of the TIAC is intended to enhance government-to-government relationships, communications, and mutual cooperation between HUD and Tribes.

TIAC will serve as a vehicle for regular, meaningful consultation and collaboration with Tribal officials. However, it will not replace other means of Tribal consultations, but, rather, will supplement them.

The TIAC will also not negotiate any changes to regulations that are subject to negotiated rulemaking under Section 106 of the Native American Housing Assistance and Self-Determination Act (NAHASDA) and will not serve in place of any future negotiated rulemaking committee established by HUD.

## **V. SUPPORT**

HUD will provide support for the Committee to ensure that it can operate effectively and carry out its duties, subject to the availability of appropriations.

## **VI. ESTIMATED NUMBER AND FREQUENCY OF MEETINGS**

The Committee will strive to meet in person approximately twice per year. HUD will pay for these meetings, including each Committee member's cost to travel to these meetings. The TIAC may also agree to meet virtually outside of formal meetings, via conference calls, videoconferences, or through other forms of communication. Participation at TIAC meetings will be limited to TIAC members (Delegates) or their alternates. Alternates must be designated in writing by the representative's Tribal government to officially act on their behalf. TIAC Tribal Delegates may bring technical advisors to the meeting at their expense, provided there is available space. Members of the public may attend, provided there is available space, but cannot participate in a formal TIAC meeting.

## **VII. MEMBERSHIP AND DESIGNATION**

The TIAC will be comprised of HUD representatives and 15 Tribal delegates from across the country, representing small, medium, and large tribes.

HUD representatives serving on the TIAC will consist of the Secretary or his or her designee, as well as the Assistant Secretaries for the Office of Public and Indian Housing (PIH), Office of Policy, Development, and Research (PD&R), Office of Fair Housing and Equal Opportunity (FHEO), Office of Field Policy Management (FPM), Office of Housing (FHA), Government National Mortgage Association (Ginnie Mae), and Office of Community Planning and Development (CPD), or their designees. HUD officials representing additional offices within HUD may be added to the TIAC at the request of the TIAC and consent of HUD.

The Secretary of HUD will appoint the HUD representatives of the TIAC. TIAC Tribal Delegates will serve a term of two years. To ensure consistency between Tribal terms, Delegates will have a staggered term of appointment. In order to establish a staggered term of appointment, half of the Tribal representatives appointed in the inaugural year of the TIAC will serve two years and the other half will serve three years. Tribal representatives must designate their preference to serve two or three years. Upon completion of their initial term, future appointed Tribal delegates will serve a term of two years. HUD reserves the right to select TIAC members representing other Tribes when the term of a TIAC member comes to an end. Should a representative's tenure as a Tribal leader come to an end during their appointment to the TIAC, the delegate's Tribe will have the option to nominate a replacement or appoint the designated Alternate.

### **VIII. SUBCOMMITTEES**

The Committee may establish such subcommittees as it deems necessary to carry out the duties of the Committee. Each subcommittee will report to the full Committee preliminary findings and recommendations for deliberation and discussion by the full Committee. All official subcommittee members must be TIAC Delegates, but subcommittees may use the assistance of technical advisors as appropriate.

### **IX. FACA TRIBAL EXEMPTION**

The Committee will operate under the Tribal government statutory exemption to the Federal Advisory Committee Act (FACA) found in the Unfunded Mandates Reform Act (UMRA) at 2 U.S.C. 1534(b).

### **X. DURATION**

The duration of the Committee is ongoing.

### **XI. TERMINATION**

This charter is ongoing until terminated at the request of the Committee or the Secretary.