



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

January 7, 2022

Via Email

Dear Tribal Leader,

As the Department of the Treasury's Point of Contact for Tribal Consultation, I invite you to attend Tribal consultations on Sec. 605 of the American Rescue Plan Act (ARPA), the Local Assistance and Tribal Consistency Fund. The consultations will be held February 8, 9, and 10 at 3:00 p.m. to 5:00 p.m. EDT.

ARPA created a \$2 billion Local Assistance and Tribal Consistency Fund for counties and Tribal governments and allocates \$250 million to Tribal governments for fiscal years 2022 and 2023. The statute provides that this fund may be used for any governmental purpose, except for lobbying activities. The Secretary has discretion to develop a distribution methodology taking into the account economic conditions of each eligible Tribe.

Treasury is hosting consultation to hear from Tribes about factors that should be considered when determining the methodology and use of funds.

We respectfully request that each Tribe register one primary leader or designee to provide comments. All others are welcome to register as listen-only participants. Please note that each consultation can host 500 participants. ***The registration deadline to request time to provide oral comments is 11:59 p.m. AKST February 4, 2022. The deadline to submit written comments is February 28, 2022 at 11:59 p.m. AKST. Written comments should be sent to tribal.consult@treasury.gov.***

Consultations are off the record and not for press purposes.

Register [here](#) for the February 8, 2022 3:00 p.m. session.

Register [here](#) for the February 9, 2022 3:00 p.m. session.

Register [here](#) for the February 10, 2022 3:00 p.m. session.

During the consultation, Treasury welcomes Tribal leader feedback on the following questions:

1. Section 605 asks the Secretary to consider the "economic conditions" of eligible Tribal governments. What data should Treasury use to measure economic conditions that can be consistently applied to Tribes of varying sizes and land bases?
 - a. Should Treasury utilize existing data on Tribal economic conditions and if so, from what source?



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

- b. Should Treasury ask Tribes to submit data on their economic conditions and what factors should be used to define that criteria?
2. What equitable factors and data should Treasury take into consideration in development of a methodology?
 - a. How much weight (i.e. percentage) should be accorded to such factors?
3. What additional factors should Treasury consider, if any, in developing the distribution methodology?
4. The statute provides that the funds can be used for “for any governmental purpose other than a lobbying activity.” How should Treasury define governmental purpose and what criteria should be adopted to determine whether a purpose is governmental?

We will send an agenda to registrants by Monday, February 7, 2022.

We hope that you will be able to join us for this important discussion and we value your participation.

Sincerely,

Nancy Montoya
Treasury Point of Contact for Tribal Consultation
U.S. Department of the Treasury