

Financial Impact of State Groups on Federal Funds of Federally Recognized Tribes, & Lumbee Recognition Act Cost

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I. Financial Impact of State Groups on Federal Funds of Federally Recognized Tribes

What is a Block Grant?

- An **annual sum of money** awarded by the **federal government** to a state or local government body **to help fund a specific project or program**.
- **Has a finite total amount** budgeted annually which **can't be exceeded**.

What are State Designated Tribal Statistical Areas?

- **SDTSAs are geographic areas identified and delineated for state recognized groups/non-federally recognized who do not have an American Indian reservation or off-reservation trust land.**
- **U.S. Census Bureau has designated 35 state recognized groups as SDTSAs located in 7 states.**

35 STATE DESIGNATED TRIBAL STATISTICAL AREAS PER U.S. CENSUS AS OF 01.01.2023 FOR STATE GROUPS

Adai Caddo (LA)	Apache Choctaw (LA)	Bayou Lafourche (LA)
Beaver Creek (SC)	Cher-O-Creek (AL)	Cherokee Tribe of Northeast Alabama (AL)
Clifton Choctaw (LA)	Coharie (NC)	Echota Cherokee (AL)
Edisto Natchez Kusso (SC)	Four Winds Cherokee (LA)	Georgia Tribe of Eastern Cherokee (GA)
Grand Caillou/Dulac (LA)	Haliwa-Saponi (NC)	Isle de Jean Charles (LA)
Lenape Indian Tribe (DE)	Lumbee (NC)	MaChis Lower Creek (AL)
Meherrin (NC)	Nanticoke Indian Tribe (DE)	Nanticoke Lenni Lenape (NJ)
Natchitoches (LA)	Occaneechi-Saponi (NC)	Pee Dee (SC)
Pointe-au-Chien (LA)	Ramapough (NJ)	Santee (SC)
Sappony (NC)	Southeastern Mvskoke Nation (AL)	United Cherokee Ani-Yun-Wiya Nation (AL)
United Houma Nation (LA)	Upper South Carolina Pee Dee (SC)	Waccamaw (SC)
Waccamaw Siouan (NC)	Wassamasaw (SC)	

Impact #1 Federal Funding Awards by Agency to State Groups Governments 2015-2022 \$258,878,907

Non-Federally Recognized Tribe	Federal Award Program Total to Non-Federal Tribes	Dept. of Agriculture	Dept. of Housing and Urban Development	Dept. of Justice	Dept. of Labor	Dept. of the Treasury	Dept. of Education	Dept. of Health and Human Services	Dept. of Homeland Security
Lumbee	\$245,762,484	\$75,130	\$167,206,786	\$2,193,246	\$0	\$8,585,569	\$14,752,582	\$47,127,922	\$5,821,249
Haliwa-Saponi	\$10,803,646	\$136,600	\$8,281,239	\$0	\$292,828	\$441,355	\$437,472	\$1,214,152	\$0
Coharie	\$2,312,777	\$1,515	\$1,841,651	\$0	\$0	\$454,739	\$0	\$14,872	\$0
TOTALS	\$258,878,907	\$213,245	\$177,329,676	\$2,193,246	\$292,828	\$9,481,663	\$15,190,054	\$48,356,946	\$5,821,249

Source: Federal Audit Clearinghouse for Single Audits.

Lumbee COVID-19 Funding 2020-2022 Federal Actual and State Estimate

Program	2020	2021	2022
Indian Housing Block Grant ARP	\$0	\$0	\$22,572,062
Indian Housing Block Grant CARES Act	\$905,226	\$2,951,385	\$712,974
Low-Income Home Energy Assistance CARES Act	\$1,916,500	\$1,895,274	\$5,379,169
Low-Income Home Energy Assistance ARP	\$0	\$0	\$5,379,169
Community Services Block Grant CARES	\$554,065	\$240,215	\$362,146
Emergency Rental Assistance Program	\$0	\$1,549,031	\$4,345,863
Homeowner Assistance Fund	\$0	\$18,650	\$2,672,025
COVID-19 Yearly Federal Award Total	\$3,375,791	\$6,654,555	\$41,423,408
COVID-19 Federal Award Total to Lumbee	(Federal funds shown on previous slide)		\$51,453,754
COVID-19 CARES Act funding provided by State of North Carolina to Lumbee (Est. based on 55,000 Lumbee Members of 66,350 Total State group population in NC)	(State of NC COVID-19 CARES Act funding to Lumbee not included on previous slide, part of \$10M of CARES Act funds given to 7 State groups & 4 Urban Indian Organizations in NC)		\$4,031,035
COVID-19 Award Total Lumbee 2020-2022			\$55,484,789

Another State Group with Federal Funding in 2024-United Houma

- In 2024 the United Houma were awarded \$56.5 million from the **U.S. Department of Commerce and the National Oceanic and Atmospheric Administration.**
- **Focus-**to implement the plan to advance **climate resiliency.**
- **Total block grant award was \$575 million** of a competitive grant program funded under the Inflation Reduction Act.
- The **United Houma Nation is a state recognized group** based in Louisiana.

Source: United Houma Website

Impact #2 Federal Funding Awards for Government Contracting Comparing EBCI & Lumbee State Group Entities 2008-March 2024

Government Contracting Federal Funding Organization	FY 2022	2008-March 2024 Cumulative
EBCI Entity (Kituwah Services, LLC)	\$897,378	\$8,700,000
Lumbee Contracting Entities LLCs	\$32,000,000	\$330,900,000

- Lumbee FY 2022 awards > 35 times EBCI funding; Lumbee historical awards > 38 times EBCI funding.
- Lumbee entities included are: **Lumbee IT Solutions, LLC and Lumbee Tribe Enterprises, LLC.**
- Over 99.6% of the government contract awards for Lumbee government contracting entities are with the U.S. Dept. of State and Dept. of Defense.
- **No government contracting was found of any State group than the Lumbee.**

Source: USASpending.gov.

Impact #3 Federal Funding Awards to Non-Profit Entities of State Groups

Non-Profit Entity	State	FY2022	2008-March 2024 Cumulative
Haliwa-Saponi Tribal School	NC	\$254,644	\$1,100,000
Lumbee Land Development, Inc.	NC	\$26,300,000	\$206,100,000
Lumbee Nation Tribal Programs, Inc.	NC	\$2,300,000	\$28,000,000
Lumbee Regional Development Association, Inc.	NC	\$1,200,000	\$40,200,000
Mowa-Choctaw Housing Authority	AL	\$12,720,501	\$18,347,720*
TOTALS		\$42,775,145	\$293,747,720

Source: All from USAspending.gov except for * Mowa-Choctaw Housing Authority from Federal Audit Clearinghouse through their Single Audit Act information to 12.31.2022.

Impact #4 Indian Housing Block Grant

- The **single largest source of Indian housing assistance.**
- A **formula grant** that is distributed annually and funds affordable housing activities including **new housing construction, rehabilitation, and housing services.**
- Grant funds must be used to primarily **benefit low-income Indian families.**
- It is administered by the Department of **Housing and Urban Development.**

Source: HUD website.

IHBG FY24 Allocations All United South & Eastern Tribes \$39,110,406

Eastern Band of Cherokee Indians	\$4,289,296	Tunica-Biloxi Tribe of Louisiana	1,191,423	Cayuga Nation	549,533
Miccosukee Tribe of Indians of Florida	110,290	Poarch Band of Creek Indians	2,341,481	Mashpee Wampanoag Tribe	1,595,511
Mississippi Band of Choctaw Indians	5,896,890	Narragansett Indian Tribe	851,951	Shinnecock Indian Nation	114,278
Seminole Tribe of Florida	1,000,208	Mashantucket Pequot Tribal Nation	110,290	Pamunkey Indian Tribe	110,290
Chitimacha Tribe of Louisiana	288,725	Wampanoag Tribe of Gay Head (Aquinnah)	1,595,511	Rappahannock Tribe	132,197
Seneca Nation of Indians	3,893,205	Alabama-Coushatta Tribe of Texas	311,511	Chickahominy Indian Tribe	603,766
Coushatta Tribe of Louisiana	110,290	Oneida Indian Nation	1,407,421	Chickahominy Indian Tribe – Eastern Division	118,921
Saint Regis Mohawk Tribe	2,704,104	Mi'kmaq Nation	1,109,188	Upper Mattaponi Indian Tribe	367,073
Penobscot Indian Nation	2,308,278	Catawba Indian Nation	2,909,214	Nansemond Indian Nation	282,040
Passamaquoddy Tribe – Pleasant Point and Indian Township	1,133,736	Jena Band of Choctaw Indians	110,290	Monacan Indian Nation	687,191
Houlton Band of Maliseet Indians	766,014	The Mohegan Tribe	110,290	Total IHBG Funding Allocation for all USET Member Tribes	\$39,110,406

IHBG FY24 Allocations to All State Groups Receiving IHBG Funding Totals \$36,055,254

Rank in Overall FY24 Allocation	State group	IHBG FY24 Allocation	Federally Recognized?
#4 of 595	Lumbee	\$28,795,311	NO
#51 of 595	MOWA Band of Choctaw Indians	\$4,399,531	NO
#156 of 595	Haliwa-Saponi	\$1,519,402	NO
#219 of 595	Coharie	\$868,103	NO
#305 of 595	Waccamaw Siouan	\$472,907	NO
TOTAL		\$36,055,254	

Comparison of the USET Tribes to the 5 State Recognized Groups Receiving FY24 IHBG Funds

- IBHG FY24 Allocation for Federally Recognized Tribe Funding of 33 USET Tribes: \$39,110,406.
- IBHG FY24 Allocation for 5 State recognized groups funding in Southeast USA: \$36,055,254.
- The FY24 IHBG allocations that **5 state recognized groups are receiving is only 7.81% less than the allocations being received by 33 USET federally recognized Tribes.**

Source: HUD website.

State Recognized Groups Portion of Annual IHBG Allocation at 3.23% in FY24

- The amount funding of IHBG for State groups has been increasing by dollars and as a % of the total annual block grant. **The increase in % from 2021 to 2024 for State groups is 17.5% increasing from 2.75% to 3.23% of the overall IHBG allocation.**

	2021	2022	2023	2024
State groups	\$17,910,424	\$23,338,051	\$23,274,321	\$36,055,254
Federal Tribes	\$634,372,632	\$751,464,934	\$771,232,061	\$1,081,417,761
TOTAL	\$652,283,056	\$774,802,985	\$794,506,382	\$1,117,473,015
STATE %	2.75%	3.01%	2.93%	3.23%

FY24 IHBG Allocation in Alabama

Rank in Overall FY24 Allocation	Tribe/State group	IHBG FY24 Allocation	Federally Recognized?	% of FY24 Allocation Within Alabama
#51 of 595	MOWA Band of Choctaw Indians	\$4,399,531	NO	65.3%
#107 of 595	Poarch Band of Creek Indians	\$2,341,481	YES	34.7%
TOTAL		\$6,741,012		100%

FY24 IHBG Allocation in North Carolina

Rank in Overall FY24 Allocation	Tribe/State group	IHBG FY24 Allocation	Federally Recognized?	% of FY24 Allocation Within North Carolina
#4 of 595	Lumbee	\$28,795,311	NO	80.11%
#57 of 595	Eastern Band of Cherokee Indians	\$4,289,296	YES	11.93%
#156 of 595	Haliwa-Saponi	\$1,519,402	NO	4.23%
#219 of 595	Coharie Tribe	\$868,103	NO	2.42%
#305 of 595	Waccamaw Siouan	\$472,907	NO	1.32%
TOTAL		\$35,945,019		100%

Impact #5 Title VI Indian Education Formula Grant

- The Title VI Indian Education Formula Grant is the **U.S. Department of Education's largest investment in addressing the unique academic and cultural needs of American Indian and Alaska Native children.**
- Primarily **funds Indian Education programs at school districts.**
- The program is aimed at supporting services that (1) are responsive to the unique **cultural, language, and educational needs** of American Indian and Alaska Native students and (2) help these students meet academic standards.
- **Source: DOE website.**

SY 22-23 Title VI Indian Education Funding

Department of Education Title VI Indian Education Formula Grants in North Carolina in SY 22-23

Title VI Grantee Locations in NC	Indian Student Count	Title VI Award Amount	Funding %
EBCI students in 5 County Service Region (only federal Tribe in NC)	2,234	\$507,108	12.7%
Non-EBCI students in North Carolina	15,403	\$3,496,415	87.3%
TOTALS	17,637	\$4,003,523	100%

SY 22-23 Title VI Indian Education Funding NC

- The **Public Schools of Robeson County, NC** were the **2nd largest award in the US** in SY22-23 at **\$2,466,763**.
- **Total Title VI awards** for SY 2022-2023 for the U.S. were **\$109,856,047**.
- **Entities funded for non-EBCI students in North Carolina include a vast network of 14 districts:** Public Schools of Robeson County, Cumberland Co. Schools, Scotland Co. Schools, Hoke Co. Schools, Columbus Co. Schools, Wake Co. Schools, Warren Co. Schools, Halifax Co. Schools, Guilford Co. Schools, Coharie People, Haliwa-Saponi Tribal School, Johnston Co. Schools, Charlotte-Mecklenburg Schools, and Person Co. Schools.
- Just the non-EBCI **State Groups portion of Title VI funding in North Carolina is \$3,496,415**. That is **3.2% of the total Title VI awards of \$109,856,047** for the entire United States.
- **Source: Title VI Appropriation Awards for SY 2022-2023 Department of Education.**

Impact Summary of State Groups on Federally Recognized Tribes Federal Funding

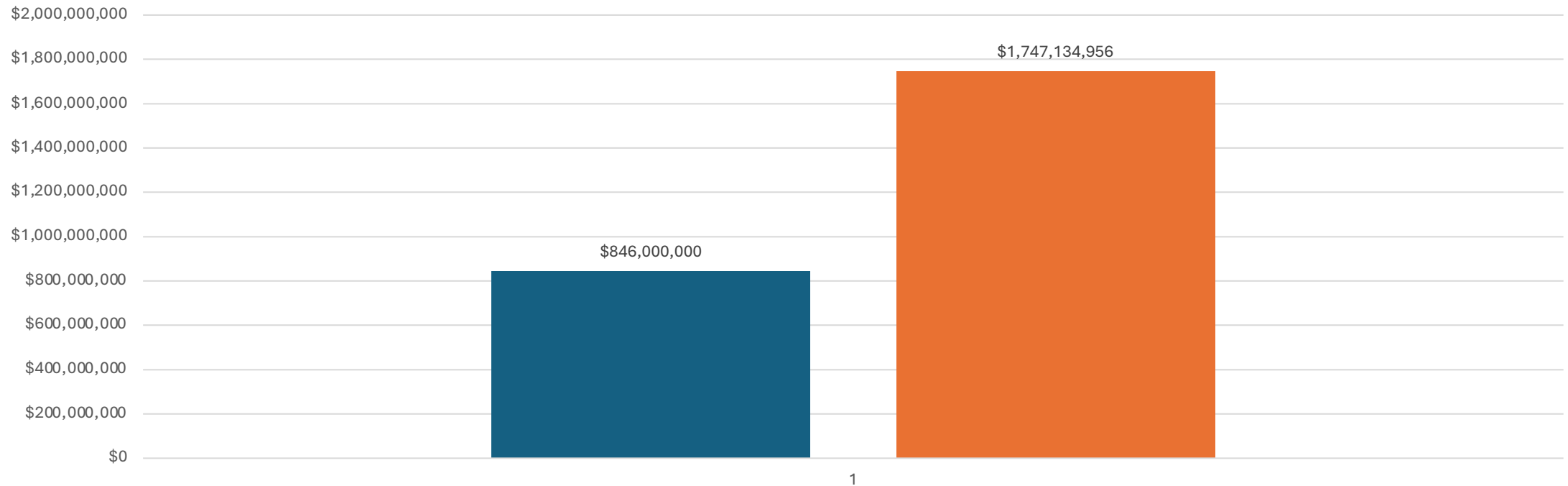
- (1) The “governments” of State groups being funded from **U.S. government agencies results in fewer funds available for federally recognized Tribal governments.**
- (2) State groups in competition with federally recognized Tribes for **government contract dollars results in fewer funds for business entities of federally recognized Tribes.**
- (3) Federal agencies funding the **non-profit entities of State groups results in fewer funds available for federally recognized Tribes.**
- (4) HUD funding State groups through the **Indian Housing Block Grants results in fewer funds available for housing programs of federally recognized Tribes.**
- (5) Department of Education funding the children of State groups through the **Title VI Indian Education Block Grant results in fewer funds available for schools serving children of federally recognized Tribes.**

III. Lumbee Recognition Act Section 1218-As ordered by the Senate Committee on Indian Affairs on July 28, 2011

- “Section 1218 would **provide federal recognition** to the Lumbee Tribe of North Carolina, thereby making the tribe **eligible to receive funding from various federal programs**. CBO estimates that implementing this legislation would **cost \$846 million over the 2012-2016 period**, assuming appropriation of the necessary funds. Enacting S. 1218 would not affect the direct spending or revenues, therefore, pay-as-you-go procedures do not apply.”
- For this estimate, CBO assumes that S. 1218 will be enacted early in fiscal year 2012. The bill would provide federal recognition to the Lumbee Tribe of North Carolina. Such recognition would allow the Lumbee, with **membership of about 54,000 people**, to receive benefits from various programs administered by the **Bureau of Indian Affairs (BIA) and the Indian Health Service (IHS)**. Based on the average expenditures from those agencies and other Indian tribes, **CBO estimates that implementing S. 1218 would cost \$846 million over the 2012-2016 period**, assuming appropriation of the necessary funds.

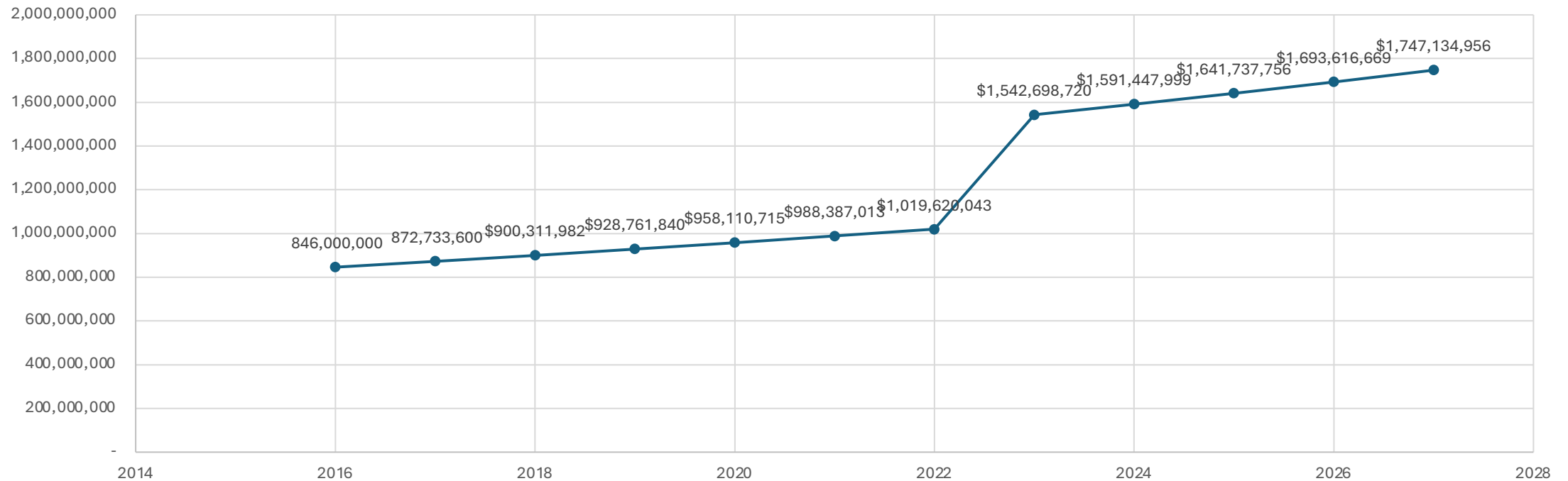
Estimated Cost to Implement Lumbee Recognition Act-Bar Chart

Estimated Cost to Implement the Lumbee Recognition Act in 2021-2016 Compared to Implementation During 2023-2027 with Lumbee Membership Increasing by 14,000 Members from 2011 and Average Annual Inflation Since 2011 at 3.16%
2012-2016: \$846M, 2023-2027: \$



Estimated Cost to Implement Lumbee Recognition Act- Bar Chart

Estimated Cost to Implement the Lumbee Recognition Act in 2012-2016 Compared to Implementation During 2025-2029 with Lumbee Membership Increasing by 14,000 Members from 2011 and Average Annual Inflation Since 2011 at 3.16%
2012-2016: \$846M, 2023-2027: \$1



Updated CBO Study-H.R. 2758, Lumbee Recognition Act As passed by the U.S. House of Representatives on November 1, 2021

The estimated cost of 2023-2027 for the five-year period has decreased compared to the 2012-2016 estimates of the cost to implement the Lumbee Recognition Act.

- **2012-2016 CBO Study Cost Estimate: \$846M for 30,000 people served at \$3,500/person for IHS**
- **2023-2027 CBO Study Cost Estimate: \$363M for 44,000 people served at \$1,700/person for IHS**
- **Average IHS expenditure per user in fiscal year 2023 is \$4,078 per IHS**

The **EBCI does not believe that the CBO Study from 2023-2027 is valid** as it is 57% lower than the 2012-2016 cost estimate and does not consider annual inflation nor realistic costs, and it is to fund 14,000 more Lumbee per the 2021 CBO than the 2011 CBO due to enrollment increases. That is 47% more Lumbee to be served in the 2023-2027 CBO compared to the older CBO from 2012-2016.

2023-2027 EBCI Cost Estimate with 3.16% inflation rate for 44,000 Lumbee members: **\$1.75B**

Financial Impact Sources

- [Block Grant: Meaning, History, and Examples \(investopedia.com\)](#)
- [State Designated Tribal Statistical Areas - Current/BAS24 - Data as of January 1, 2023 \(census.gov\)](#)
- [The Federal Audit Clearinghouse \(fac.gov\)](#)
- [United Houma Nation Receives \\$56.5 Million Climate Grant From U.S. Dept. of Commerce, NOAA - The United Houma Nation](#)
- [Government Spending Open Data | USAspending](#)
- [Indian Housing Block Grant Program - Grants - HUD | HUD.gov / U.S. Department of Housing and Urban Development \(HUD\)](#)
- [Indian Housing Block Grant \(IHBG\) Competitive Grant Program | HUD.gov / U.S. Department of Housing and Urban Development \(HUD\)](#)
- [Indian Education Formula Grants \(Formula\) | U.S. Department of Education](#)
- [NC Tribal Communities | NC DOA](#)
- [The Meherrin | Ncpedia](#)
- [SL2021-189.pdf](#)
- [GAO-12-348, INDIAN ISSUES: Federal Funding for Non-Federally Recognized Tribes](#)

Lumbee Recognition Act Sources

- [Lumbee Recognition Act 2011 S. 1218](#)
- [Lumbee leaders remain optimistic on Federal recognition 60000 member population | Robesonian](#)
- [Lumbee Recognition Act 2021 H.R. 2758](#)
- [IHS Profile | Fact Sheets](#)