

assistance of some kind in connection with management of that property.

Mr. SIMPSON. This is true, but the intention of the tribe at the time, Mr. Edmondson, was that that phrase where they were actually relating to the appointments of guardians for incompetent adults, although the language is not strong, and I think the letter from Mr. Miguel addressed to Congressman Saund in April when the regulations came out and the subsequent one addressed to him from me indicated that because following the tribal meetings, they felt there was a misunderstanding, at least the tribal intention was not being carried out.

Mr. BURTON. Will the gentleman permit a question?

Mr. TUNNEY. Yes.

Mr. BURTON. Mr. Simpson, tell me the technical difference between a conservator and a guardian.

Mr. SIMPSON. The technical difference can be expressed in one word, "incompetence."

Mr. BURTON. Guardian is a person who administers the affairs of an incompetent?

Mr. SIMPSON. Incompetent by reason of age, senility, or some factor justifying adjudication of it. Conservator does not carry any stigma of incompetence, although you treat the two synonymously, and if you do, it might.

Mr. BURTON. Do they have equal powers of administration?

Mr. SIMPSON. They are not exactly the same. Guardianships are considerably more detailed but they are sufficiently similar that we do reach the conclusion that many judges and people administering them have treated them as being one and the same. I want to go back to one observation, Mr. Burton. That is that if they were intended by the Legislature of California to be the same, there would have been no point in passing a conservatorship law. It was designed to deal with the type of a situation where a movie actor wants more than a business manager, or a person where the children figure if they have a guardian appointed, he will probably disinherit them. He'll battle them if it's the mother or the father, but as a conservator, when they say, "I'd like to help," he's willing to go along with that because he's involved in some other things.

Mr. BURTON. Thank you. Mr. Tunney.

Mr. TUNNEY. I have no more questions, Mr. Chairman.

Mr. EDMONDSON. I have just a couple of questions. For the record, would you tell us, Chairman Patencio, what the total membership of your tribe is, and how many are adults?

Mr. PATENCIO. Forty-seven adult members and 105—correction, 150 children total.

Mr. EDMONDSON. Do you have available, or could you supply for the record if you don't have it available, the data on the average education level of your 47 adults?

Mr. PATENCIO. Yes.

Mr. EDMONDSON. Do you know yourself what it comes to?

Mr. SIMPSON. We don't have that information at the moment, Mr. Edmondson, but we certainly, for the convenience of the committee, and any assistance we will provide it.

Mr. EDMONDSON. Can you say from your personal knowledge, whether a majority of your adults have completed high school?