

Miscellaneous

1. The Alaska Native Claims Commission, as proposed by Secretary Udall's bill and by Attorney General Boyko, can be adapted to the settlement proposed as follows:

- (a) It would be called the Alaska Native Commission.
 - (b) Established by Federal Act, it would settle overlapping claims for such purposes as determining which village is entitled to select township lands in the disputed area. The Commission would be given jurisdiction to hear other similar disputes.
 - (c) The Commission would be an advisor to the Governor on the utilization of state lands subject to state royalty and could be an advisor to the Secretary of the Interior as to utilization of the outer continental shelf.
 - (d) After each village makes its initial selection the Commission might be given the duty of determining what areas are thereby opened to state selection.
 - (e) The Commission would not be given the power to manage the property or property rights granted to the villages, regional corporations or the statewide corporation. The Commission would not have the power of selection. If there is compensation (instead of an offshore royalty) the Commission would not hear these cases as this appears to add a cumbersome and time-consuming additional step in the litigation.
 - (f) The Commission would be given limited rights of approval or veto power over the several classes of corporations, for limited periods of time.
 - (g) The Commission would meet in Alaska.
 - (h) The Governor and statewide Native groups may suggest persons for membership on the Commission.
 - (i) The state could vest certain powers in the Commission.
 - (j) The Commission would consist of seven members, appointed by President, with the advice and consent of the Senate, all of whom would be Alaskans of five years residence, and a majority of whom would be Natives.
2. Certain Alaska cases are pending before the Indian Claims Commission and one case is before the Court of Claims. Our recommendations concerning these are:

Any claimant in court or before the Indian Claims Commission should have the option of withdrawing its claim and participating in the settlement.

If the claimant chooses to proceed with its claim there is strong sentiment that the claimant should nevertheless have full benefits under the settlement. However, any judgment proceeds received would be deducted from the outer continental shelf revenues which the claimant would otherwise receive.

3. The question of whether a person may be enrolled on the rolls of more than one village was raised and it was decided that each Native may choose "his village" but may be enrolled only once.

4. The Metlahkatla Indians are excluded from any benefits.

5. The enrollment of the urban Native would be upon the rolls of "his" village.

6. Generally, it appears desirable to strengthen the regional associations (regional corporations) as better and more effective leadership may be available at this level. Merger of villages into the regional corporation will be provided for. No more than 20 regional corporations will be allowed, which will cover all of Alaska, except the Annette Island Reservation.

7. Generally, the Native corporations will be organized under the Alaska Business Corporations Act, modified to meet the peculiar nature of these corporations, but anticipating gradual conversion into an ordinary business corporation.

However, local corporations may, if they desire, organize or continue to operate as corporations under the Indian Reorganization Act. Many such corporations already exist in Alaska, and some village groups undoubtedly would prefer to remain in that business status.

CONCLUSION

We have devoted many days of serious effort to this project. Many ideas and possible solutions have been deliberated. The above program represents our best judgment in reconciling the numerous needs and interests which must be accommodated in any adequate solution to the problem.

At all times we have endeavored to find solutions which are compatible with the needs of the federal and state governments, as well as the Natives of Alaska.