Tribal Nation Economics & Law – Syllabus
Professor Angelique EagleWoman
Spring 2014 Law 928/AIST 478
Tues/Thursday 9:30 a.m. – 10:45 a.m. Room 107

This course will survey economic development strategies by various Tribal Nations. Tribal legal codes, commercial projects, and federal Indian law parameters will be discussed. The survey will result in an overview of federal incentive programs and disincentives for the growth of strong tribal economies. Topics will include: the tribal government-owned corporate model, gaming enterprises, economic diversification, the federal 8(a) program, limitations on tribal tax-exempt bond offerings, and value-added on-reservation products.

Office Hours: Thursdays 3 – 4p.m. and by appointment. Please feel free to email me or contact me by telephone. For questions about class materials, it is my policy that first we discuss the material in class and then you may contact me on any lingering questions.
Telephone: 885-7634, email: EagleWoman@uidaho.edu

Text:
Mastering American Indian Law, EagleWoman and Leeds (Carolina Academic Press 2013)(listed as primary page numbers on syllabus)

TWEN Postings:*A significant amount of our class readings are on this web course page. Please check the TWEN course site regularly as materials will be posted there that will need to be part of your class preparation. You are responsible for reading all postings for the week on TWEN. It is recommended that you download the postings and organize into a binder for class discussion. AIST students will be given passwords for the course web site at the beginning of the course.

Attendance and Tardiness:
Entering the classroom late disrupts the classroom. Do not be tardy to class. For those entering the legal profession, arriving late to a courtroom will place your client in jeopardy and may result in a default judgment against your client for your absence at the appropriate start time of the court hearing. You are not permitted to leave class early except in the case of an emergency.

You may miss one class for every credit hour which equals three classes for this course. You will need to visit with me if you have any absences over those three. If you miss more than five classes, your grade will be lowered one letter grade at the conclusion of the course if you have not met with me on the reasons for the absences.

Professionalism:
All students are expected to exhibit appropriate behavior in the classroom including respect for those in the classroom environment. Our classroom is a learning community where we allow open discussion and observe courtesy for one another during such discussion.

Disability Support Services Reasonable Accommodations Statement:

Reasonable accommodations are available for students who have documented temporary or permanent disabilities. Students should meet with Disability Support Services (DSS) by the end of the first week of class to assess if any accommodations are needed for courses and/or examinations. All accommodation requests are then submitted by DSS to Dean Dodge for final approval. DSS serves as the sole evaluator of medical documentation and determines reasonable accommodations on a per semester basis. The College of Law does not have the authority to evaluate or grant disability accommodations without DSS first submitting a recommendation. You may contact DSS by:

- Visiting the Idaho Commons Building, Room 306
- Calling 208-885-6307
- Emailing dss@uidaho.edu

It is ultimately the student's responsibility to seek a disability accommodation, and until an accommodation is approved by DSS and Dean Dodge, no student will be entitled to receive any accommodations. To learn more about DSS, visit its website at http://www.uidaho.edu/studentaffairs/taap/dss. Please review the College of Law Catalog and Student Handbook for more information on the disability accommodation process.

Class Preparation:
Two steps for every class: 1) read the assigned pages for each assignment on the syllabus in the Mastering American Indian Law text and 2) check the TWEN course web site and *read any postings prior to the class session.*

Grading:
Final grades will be calculated based on: 1) Two Film Review Assignments –10% + 10% = 20%, and 3) Final Examination 80% (or by permission only for Native American Law Emphasis students/UDWR students Final Paper 80%).

1) Film Review Assignment: A list of approved films and the questions to be answered in a four page paper are listed on the TWEN course page. The purpose of the assignment is to apply the lessons from classroom sessions and from the text to the film watched. The paper should thoroughly discuss the economic aspects of the film, the relevant federal Indian policy era(s), and the texts and posted materials relevant to the film. The first film review assignment is

due in class on **Tuesday, March 11th, 2014** and is worth 10% of your course grade. The second film review assignment is due in class on **Tuesday, April 29th, 2014** and is worth 10% of your course grade. Together the film assignments combine as 20% of the entire course grade.

2) Final Examination: The final examination will be on **Thursday, May 8, 2014 from 8:00 a.m. - 11:00 a.m.** in the law school. Please check with the main office staff on whether you will handwrite the exam or whether you will use a laptop.

Those attending the class as AIST 478 will be subject to all of the above and their final examination and class participation grade will result in a Pass/Fail determination.

By Approval Only - **Native American Law Emphasis/UDWR Students have the Paper Option:** Maximum of 8 papers will be allowed, third year NAL Emphasis students will have priority. All students seeking to write a paper in fulfillment of the course will submit a one page abstract on **Tuesday, Feb. 4th** at the beginning of class. Papers are required to meet the Upper Division Legal Writing Requirement and to be 25-30 pages in length. The schedule for the paper development follows the assignments section of the syllabus. Final papers will be due by 4:00 p.m. on Thursday, May 8th, 2014 in the front office. Paper Option assignments are indicated in italics on the syllabus.

Learning Outcomes:
This course is intended to provide students with the framework to understand economic development choices, strategies, barriers, and potential opportunities in tribal communities. The contours of federal Indian policy eras in relation to tribal law adaptations will be presented to allow students to grasp the reasons for the current economic conditions in reservation areas. Student learning will be assessing informally through classroom discussions and formally in two graded papers and the graded final examination. The two graded papers will focus on reviewing a film on the Native American experience to analyze the economic and legal aspects surrounding the experience. Each paper will result in 10% of the final course grade for a total of 20% of the course grade. The final examination will be worth 80% of the final course grade. The final examination will be comprehensive and will employ different methods (essay and multiple choice) to assess the student's understanding of the course material.

Class Preparation and Participation:
You are expected to be prepared and ready to participate in every class during the semester. Please feel free to email me with questions regarding the assigned materials after we have had a classroom discussion on those materials. Class participation will account for an adjustment upward or downward one third of a letter grade (e.g. B to "B+" or "B-"). Included in the class participation grade will be speaking during class discussions, participation in in-class exercises, and the professionalism you show to others and their ideas in class.

ASSIGNMENTS

You are responsible for reading all TWEN postings and the following reading assignments for class. It is recommended that you download the postings and organize into a binder for class discussion. The assignments may change due to unforeseen circumstances. You will be notified as soon as possible of any changes.

Week 1		
Jan. 14	Introduction to the Course Themes	
Jan. 16	Tribal Commerce & Prosperity	Text Chapter 1
		Tribal Econ Article pgs. 383-403
Week 2		
Jan. 21	Commerce with Europeans & U.S.	Tribal Econ Article pgs. 403-426
Jan. 23	Film: Usual and Accustomed Places & Discussion	
Week 3		
Jan. 28	Kinship Commerce - Revealing the History	Text 71-74, Postings
Jan. 30	Treaty Relations with the U.S.	Text 23-27, Postings
Week 4		
Feb. 4*	Tribal Assets: the Land	Text 27-38, Postings
Feb. 6	Tribal Governmental Authority	55-69

**One page typewritten paper abstract due: Tuesday, Feb.4th in class*

Week 5		
Feb. 11	Challenges of Land Use & Planning	Text 62-64, Postings
Feb. 13	Tribal Government & Corporations	Text 75-81, Postings
Week 6		
Feb. 18	Corporations Continued – Guest Lecture	Postings
Feb. 20*	Limits on 8(a) Contracts	Postings

Four page outline of paper with research notes due: Tues., Feb. 20th in class

Week 7		
Feb. 25	TERO &Taxation: Tribal & State Relations	Text 84-88, 125-137, Postings

No class session on Feb. 27th – work on Film Review Assignment

Week 8

Mar. 4	Tribal Governmental Gaming: IGRA	Text 81-84, Postings

No class session on Thursday, Mar. 6th – work on Film Review Assignment!

Week 9

Mar. 11*	Class III Compact Process	Postings
Mar. 13	Tribal Gaming Impacts	Postings

*First Film Review Assignment Due in Class

Spring Break Week of March 17th

Week 10

Mar. 25	Tribal Energy Development	113-123
Mar. 27	Tribal Environmental Stewardship	Postings

*Friday, Mar. 28 Attend One hour of the "Idaho Indian Law Basics" Conference in the Law School Courtroom – this is instead of scheduling a make up class. There will be a sign up sheet for you to document your attendance.

Week 11

No class on Tuesday, Apr. 1st – work on Second Film Review Assignment

Apr. 3	Cultural Property Interests	139-152

Week 12

Apr. 8	Intergenerational Material Poverty article	Posting

No class on Thursday, Apr. 10th – work on Second Film Review Assignment

Week 13

Apr. 15	Roundtable on Paper Topics
Apr. 17	Guest Lecture: Building the Private Sector

Week 14

Apr. 22	The Internet & Tribal Commerce	Posting
Apr. 24	Financing Tribal Projects: Bonds, Etc.	Posting

Week 15

Apr. 29*	Tribal Economics & Law Discussion
May 1st	Course Review

*Second Film Review Assignment Due in Class

Paper Schedule:

One page typewritten paper abstract due: Tuesday, Feb. 4th in class
Four page outline of paper with research notes due: Tues., Feb. 20th in class
Conferences on outline of paper: week of Mar. 3rd & 10th
10 page draft of paper due: Thursday, Mar. 13th in class
15 page draft of paper due: Tues., April 8th in class
Roundtable on Paper Topics: April 15th in class
20 page substantial draft with proper citation due: Tuesday, April 22nd in class
Substantial draft returned with comments by Tuesday, April 29th in class
Final papers due Thursday, May 8th by 4:00 p.m. in the law main office. Final papers handed in after the 4:00 p.m. deadline will be docked half a letter grade at 4:01 p.m. and for every half hour thereafter.