



# 2023 Annual Conference

# **All Hands on Deck!**

*Navigating a Sustainable Future*

**June 13 - 15, 2023**

Pre-Conference June 12

Sheraton San Diego Hotel & Marina



2023 Annual Conference  
**All Hands on Deck!**  
*Navigating a Sustainable Future*



# LIHEAP 101 for Tribes

June 14<sup>th</sup>, 2023

Moderator and Content Development: David Carroll, APPRISE

Melissa Torgerson, VERVE Associates

Lori Walking Eagle, Rosebud Sioux Tribe

Pamela Murphy, Bristol Bay Native Association

Antoinette Horn, Cook Inlet Tribal Council

# Introduction, Session Objectives

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## **During this session, participants will:**

- Hear about some of the LIHEAP program design and implementation issues that are unique to tribal programs.
- Learn how the three tribes on the panel have addressed some of these issues in their own programs.
- Get a list of T&TA resources that can help a tribal program manager or stakeholder to learn more about requirements, options, and alternatives.

Presenter:  
David Carroll

# Topics, Presenters

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- **Tribal Issues—Questions we have been asked by Tribal Program Managers**  
*Melissa Torgerson, VERVE*
- **Our LIHEAP Plan—The approach used by each panelist’s tribal program**  
*Lori Walking Eagle, Rosebud Sioux Tribe, South Dakota*  
*Pamela Murphy, Bristol Bay Native Association*  
*Antoinette Horn, Cook Inlet Tribal Council*
- **Attendee Comments—Different approaches that work for you!**

Presenter:  
David Carroll

# Tribal LIHEAP Program Issues

Melissa Torgerson  
VERVE Associates

# Overview

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In this section, we'll discuss common questions that we have been asked by tribal program managers during our T&TA sessions. These include:

- How are tribal funding allocations determined? Can they be modified? If so, what does that process look like?
- What does the LIHEAP statute say about who I should be serving? What are the best ways to decide who we serve and who the state serves?
- I have filed my LIHEAP plan. What flexibility do I have to adapt to changing circumstances during the year? Do I need approval from OCS?

# Tribal Funding Allocations

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## What the statute says ...

**(d)(1) If, with respect to any State, the Secretary--**

***(A) receives a request from the governing organization of an Indian tribe within the State that assistance under this title be made directly to such organization; and***

***(B) determines that the members of such tribe would be better served by means of grants made directly to provide benefits under this title; the Secretary shall reserve from amounts which would otherwise be payable to such State from amounts allotted to it under this title for the fiscal year involved the amount determined under paragraph (2).***

***(2) The amount determined under this paragraph for a fiscal year is the amount which bears the same ratio to the amount which would (but for this subsection) be allotted to such State under this title for such fiscal year (other than by reason of section 2607(b)(2)) as the number of Indian households described in subparagraphs (A) and (B) of section 2605(b)(2) and residing within the State on the reservation of the tribes or on trust lands adjacent to such reservation bears to the number of all households described in subparagraphs (A) and (B) of section 2605(b)(2) in such State, or such greater amount as the Indian tribe and the State may agree upon. In cases where a tribe has no reservation, the Secretary, in consultation with the tribe and the State, shall define the number of Indian households for the determination under this paragraph.***

Section 2604(d)(1) of the LIHEAP Act, 42 U.S.C. § 8624(a)(1)

Presenter:  
Melissa Torgerson

# Tribal Funding Allocations

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## What that means ...

- Tribes can propose to receive LIHEAP funds to serve their tribal members.
- The default amount of funding that they receive is determined in the following way.
  - State LIHEAP Allocation = X (\$10,000,000)
  - Number of Low-Income Households in the State = Y (100,000)
  - Number of Tribal Low-Income Households on the Tribal Reservation = Z (5,000)
  - $\% = Z / Y = 5,000 / 100,000 = 5\%$
  - Tribal Funding =  $\% * X = 5\% * \$10,000,000 = \$500,000$
- If the tribe does not have a reservation some other procedure will be used.

Presenter:  
Melissa Torgerson



# Tribal Service Territories

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- The default service area for a tribe is their tribal reservation and adjacent trust lands.
- The default population served by a tribe are tribal members.

Presenter:  
Melissa Torgerson

# State – Tribe Agreements

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A state-tribal agreement is NOT required for a tribe to receive funding. Without an agreement, OCS will calculate the statistics to determine the LIHEAP funding using Special Tabulations from the Census Bureau.

However, a state-tribal agreement may be advantageous to a tribe in terms of the amount of funding received, the service areas covered, and the other resources the state program can make accessible to the tribe.

Presenter:  
Melissa Torgerson

# Questions/Comments

# Funding, Service Area, Clients, Coordination

*Pamela Murphy, Bristol Bay Native Association*

*Antoinette Horn, Cook Inlet Tribal Council*

*Lori Walking Eagle, Rosebud Sioux Tribe*

# Overview

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In this section, we'll ask each panelist to discuss:

- Their funding allocation.
- Their service territory and clients.
- Their procedures for coordinating with the state program to avoid duplication of services.

Presenter:  
Melissa Torgerson

# Bristol Bay Native Association

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- Status - Are you a tribe, a tribal organization, or something else?
- State-Tribe Agreement - Do you have a copy of your state-tribe agreement?
  - Does it specify a funding %, a funding amount, or something else?
  - What does it define as your service area?
  - What population does it specify that you will serve?
  - Does it have any information on coordination with the state?
- Rationale
  - Do you know the source of the agreement?
  - Have you negotiated any changes?
  - What would you change if you could?

Presenter:  
Pamela Murphy

# Cook Inlet Tribal Council

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- Status - Are you a tribe, a tribal organization, or something else?
- State-Tribe Agreement - Do you have a copy of your state-tribe agreement?
  - Does it specify a funding %, a funding amount, or something else?
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  - Does it have any information on coordination with the state?
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Presenter:  
Antoinette Horn

# Rosebud Sioux Tribe

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- Status - Are you a tribe, a tribal organization, or something else?
- State-Tribe Agreement - Do you have a copy of your state-tribe agreement?
  - Does it specify a funding %, a funding amount, or something else?
  - What does it define as your service area?
  - What population does it specify that you will serve?
  - Does it have any information on coordination with the state?
- Rationale
  - Do you know the source of the agreement?
  - Have you negotiated any changes?
  - What would you change if you could?

Presenter:  
Lori Walking Eagle



# Questions/Comments

# Adapting to Change – CARES and ARP Funding

*Pamela Murphy, Bristol Bay Native Association*

*Antoinette Horn, Cook Inlet Tribal Council*

*Lori Walking Eagle, Rosebud Sioux Tribe*

# Overview

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In this section, we'll ask each panelist to discuss:

- Roughly how much additional funding they received from CARES & ARP.
- Whether they had to reduce spending on WX or Crisis during that period.
- How they used the additional funding during that period.
- Any questions or concerns they had about what was allowed.
- Whether they were able to obligate all their funds or had to return some.

Presenter:  
Melissa Torgerson

# Bristol Bay Native Association

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- Funding Amount – 2019 = \$1,085,585 / 2021 = \$2,514,551
- Spending by Program Service
  - Did you reduce spending for any program component?
  - Did you increase spending for any program component?
  - Did you introduce any new service?
  - Do you have any concerns about what was allowed?
- Bottom Line
  - Were you able to obligate all your funding?
  - Did you have to return any funds to HHS?

Presenter:  
Pamela Murphy

# Cook Inlet Tribal Council

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- Funding Amount – 2019 = \$312,859 / 2021 = \$724,679
- Spending by Program Service
  - Did you reduce spending for any program component?
  - Did you increase spending for any program component?
  - Did you introduce any new service?
  - Do you have any concerns about what was allowed?
- Bottom Line
  - Were you able to obligate all your funding?
  - Did you have to return any funds to HHS?

Presenter:  
Antoinette Horn

# Rosebud Sioux Tribe

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- Funding Amount – 2019 = \$1,025,492 / 2021 = \$2,375,356
- Spending by Program Service
  - Did you reduce spending for any program component?
  - Did you increase spending for any program component?
  - Did you introduce any new service?
  - Do you have any concerns about what was allowed?
- Bottom Line
  - Were you able to obligate all your funding?
  - Did you have to return any funds to HHS?

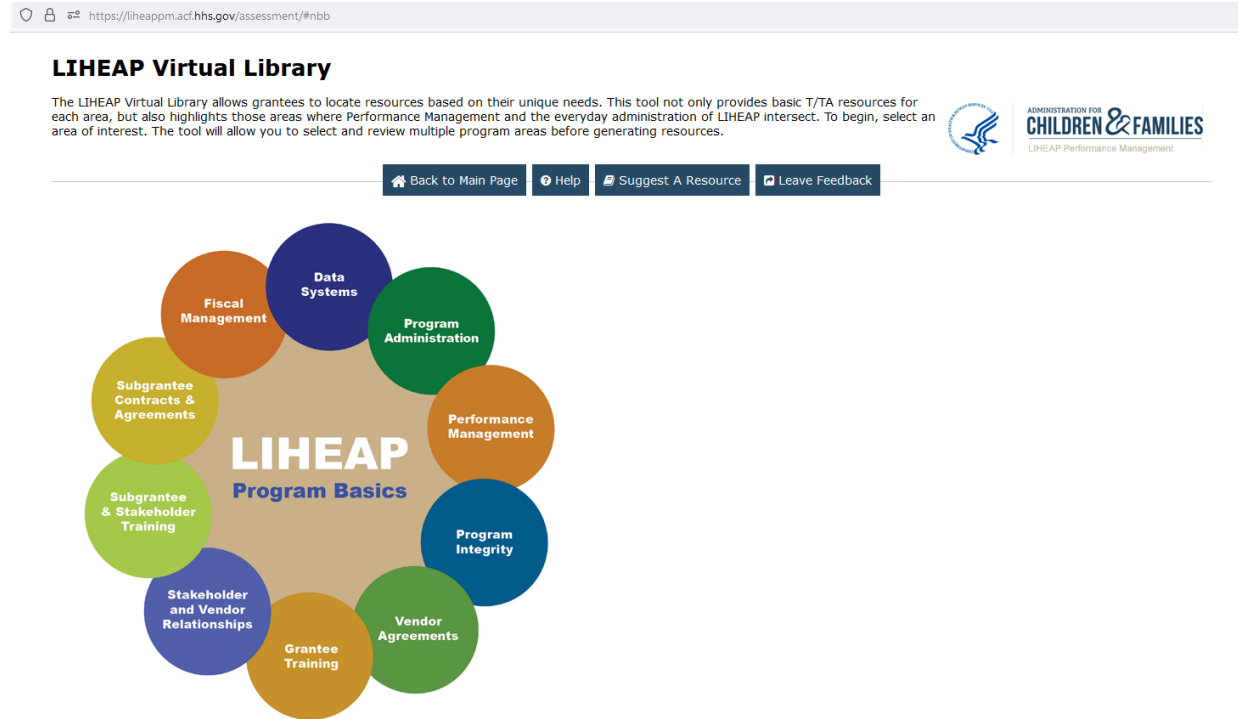
Presenter:  
Lori Walking Eagle

# Questions/Comments

# Conclusion

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The LIHEAP Virtual Library contains resources that provide more comprehensive overview of federal statute, as well as more examples of how grantees incorporate federal statute, state law, and other factors into their programs.



<https://liheappm.act.hhs.gov/assessment/#nbb>

## LIHEAP Virtual Library

The LIHEAP Virtual Library allows grantees to locate resources based on their unique needs. This tool not only provides basic T/TA resources for each area, but also highlights those areas where Performance Management and the everyday administration of LIHEAP intersect. To begin, select an area of interest. The tool will allow you to select and review multiple program areas before generating resources.

[Back to Main Page](#) [Help](#) [Suggest A Resource](#) [Leave Feedback](#)

**LIHEAP Program Basics**

- Fiscal Management
- Data Systems
- Program Administration
- Performance Management
- Program Integrity
- Vendor Agreements
- Grantee Training
- Stakeholder and Vendor Relationships
- Subgrantee & Stakeholder Training
- Subgrantee Contracts & Agreements

ADMINISTRATION FOR CHILDREN & FAMILIES  
LIHEAP Performance Management

Presenter:  
Melissa Torgerson





# Continuing the learning

You might want to look at the LIHEAP 101 and LIHEAP 102 presentations made earlier in this conference.

## Contact Information

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Presenter:  
David Carroll