

**2019 HOUSE JUDICIARY**

**HCR 3025**

# 2019 HOUSE STANDING COMMITTEE MINUTES

**Judiciary Committee**  
Prairie Room, State Capitol

HCR 3025  
2/11/2019  
32501

☐ Subcommittee  
☐ Conference Committee

Committee Clerk: DeLores D. Shimek
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## **Explanation or reason for introduction of bill/resolution:**

Urging Congress and the President to fund construction of a wall and border control impediments along with the strengthening of border control infrastructure, & urging Congress and the President to ensure compliance with an enforcement of federal immigration laws.

## **Minutes:**

1,2
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**Chairman Koppelman:** Opened the hearing on HCR 3025.

Support: None here.

Opposition:

**Andrew Alexis Varvel:**(Attachment #1) Went over testimony. (1:15-13:32).

**Rep. Jones:** When you were talking about the immigrants being an asset to the community; how did you take offense to that?

**Andrew Varvel:** We probably have a difference of opinion on what asset means. You might be looking at asset in a more figurative manner.

**Rep. Jones:** I was a little offended because I consider my kids some of my greatest assets.

**Chairman K. Koppelman:** Webster says an asset is a valuable person or thing.

**Carel Two-Eagle:** (Attachment #2) Read testimony. (16:43-19:00).

Neutral: None

Recessed. Until 9:00AM tomorrow to allow for Rep. Blum's testimony.

# 2019 HOUSE STANDING COMMITTEE MINUTES

**Judiciary Committee**  
Prairie Room, State Capitol

HCR 3025  
2/12/2019  
32561

☐ Subcommittee  
☐ Conference Committee

Committee Clerk: DeLores D. Shimek
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## **Explanation or reason for introduction of bill/resolution:**

Urging Congress and the President to fund construction of a wall and border control impediments along with the strengthening of border control infrastructure, & urging Congress and the President to ensure compliance with an enforcement of federal immigration laws.

## **Minutes:**

**Chairman Koppelman:** Opened the hearing on HCR 3025.

**Rep. Blum:** Introduced bill. I believe that it is important for respect for legal immigration and Congress avoid yet another painful government shut down. Yes, there is no legal force of law behind this resolution; however other states are currently mulling similar resolutions as we speak. South Dakota passed a similar resolution earlier in January. Went through the proposed HCR.

**Rep. Hanson:** How would a law assist the majority of our undocumented population?

**Rep. Blum:** That is a substantial problem. The wall necessarily presents a combating to that situation on immigration. Half of our immigration does stem from people over staying their visas. That is something that has to be addressed by congress.

**Rep. Vetter:** What kind of wall are you thinking?

**Rep. Blum:** I am not getting into the structure stipulations. We are reinforcing how we stipulate that

**Rep. Buffalo:** Have you considered including the tribal resolution along the southern border?

**Rep. Blum:** The tribes should be consulted. I think we should leave it into the current form. I do firmly think the tribal nations along the border should obviously be consulted. Given the symbolic relative nature of this resolution I don't think we should include any further language.

**Rep. Buffalo:** Currently the HULUM is located along the southern border and their sovereign tribal nation has submitted at least twenty resolutions opposing the construction of this wall.

I think by pushing such a resolution will set North Dakota back in terms of strengthening relationships with the tribal government.

**Chairman K. Koppelman:** I understood there was a ND constructor in the running?

**Rep. Blum:** I am bios. Fisher Industries are in the running for the contract.

**Rep. Jones:** This is a complex HCR encouraging them to build a wall and do other border control infrastructure and insure compliance with the enforcement of federal immigration laws; which would include all of the topics that have been brought up. and I think this is just about enforcing our current laws with respect to immigration.

**Rep. Paur:** What are border control impediments if they aren't infrastructure and a wall?

**Rep. Blum:** May it is a board term to encompass more technological ways to prevent illegal immigration.

Opposition: None

Neutral: None

Hearing closed.

**Do Pass Motion Made by Rep. Jones; Seconded by Rep. Magrum**

Discussion:

**Roll Call Vote: 9 Yes 5 No 0 Absent Carrier: Rep. Jones**

Closed.

**2019 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
HB 3025**

House Judiciary Committee

☐ Subcommittee

Amendment LC# or Description: \_\_\_\_\_

Recommendation: ☐ Adopt Amendment  
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation  
☐ As Amended ☐ Rerefer to Appropriations  
☐ Place on Consent Calendar  
Other Actions: ☐ Reconsider ☐ \_\_\_\_\_

Motion Made By Rep. Jones Seconded By Rep. Magrum

Representatives	Yes	No	Representatives	Yes	No
Chairman Koppelman	X		Representative Buffalo		X
Vice Chairman Karls	X		Representative K. R. Hanson		X
Representative Becker		X			
Representative Terry Jones	X				
Representative Magrum	X				
Representative McWilliams	X				
Representative B. Paulson	X				
Representative Paur	X				
Representative Roers Jones		X			
Representative Satrom	X				
Representative Simons		X			
Representative Vetter	X				

Total (Yes) 9 No 5

Absent 0

Floor Assignment Rep. Jones

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HCR 3025: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HCR 3025 was placed on the Eleventh order on the calendar.

**2019 SENATE JUDICIARY**

**HCR 3025**

# 2019 SENATE STANDING COMMITTEE MINUTES

**Judiciary Committee**  
Fort Lincoln Room, State Capitol

HCR 3025  
3/27/2019  
#34258 (38:00)

☐ Subcommittee  
☐ Conference Committee

Committee Clerk: Meghan Pegel
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## Explanation or reason for introduction of bill/resolution:

A concurrent resolution urging Congress and the President to fund construction of a wall and border control impediments along with the strengthening of border control infrastructure, and urging Congress and the President to ensure compliance with and enforcement of federal immigration laws.

## Minutes:

4 Attachments
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**Senator Lemm** introduces himself to the committee.

**Chair Larson** opens the hearing on HCR 3025.

**Jake Blum, District 42 Representative, testifies in favor (see attachment #1)**

**Senator Myrdal:** As an immigrant, I would like to thank you for bringing this to our attention. Also, if I may indulge, there's only immigrants or illegal aliens. It's redundant if you say "legal immigrant" because immigration in and of itself is a legal process. There's no such thing as a legal or illegal immigrant.

**Representative Blum:** I appreciate that.

**(5:10) Tracey L. Wilkie, Turtle Mountain Band of Chippewa member, testifies in opposition**

**Wilkie:** I oppose this. For 24 years living and working in the criminal justice system in Portland, Oregon, I had the opportunity to know families from below the southern border. I have witnessed and facilitated many problems between youth from different lands. In one incident, I responded to a backup call after a youth from the Middle East had been beaten into a ball on the floor with a chair from another youth through racism because he was from another land and considered a terrorist. This kid was terrorized every day, and it caused me trauma also bringing back memories of what I lived through in North Dakota with racism. I



don't believe a wall is the answer. I had blood on my clothing leaving work that day. There's no sense in violence; there has to be a humanitarian answer to this. I've heard many stories of why they're running and trying to escape from where they were colonized down there. I happened to be at the border at a March at the end of November when the refugee camp had arrived. They were sprayed with tear gas. It's been quite a journey of recovery with leaving the reservation. I was glad to be on this side and not experiencing what they had to endure. This country has an overrepresentation of brown people, and that's not okay. We're surviving too. I faced five and a half years in prison for domestic violence for crimes that I did not commit. I have that on my record, and it holds me back. There are other answers besides building a wall because this is our ancestral homeland.

**Vice Chairman Dwyer:** You said there are other answers. Do you have any suggestions?

**Wilkie:** I'm looking. I left work for systematic racism almost 8 months ago. I'm doing my best to make a difference and finding people who are willing to brainstorm ideas. I don't have an answer, but I believe there's something else besides building a wall.

**(10) Andrew Alexis Varvel, citizen, testifies in opposition (see attachment #2)**

**(14:55) Kevin Bennefeld, Warwick teacher, testifies in opposition**

**Bennefeld:** We've talked about this in class numerous times. My students are Native American; we live on the Spirit Lake nation. We need to apply common sense. This wall will cost us \$5.5B, and our president is asking for more and more. Recent budget proposals have come out with deficit spending. Our debt is going to get up to a trillion dollars a year, and we're a conservative state. How are we going to pay for it? My granddaughter was just born. What's it going to be like in 30 years for her because of the money that gets spent? Every congressman have their own projects that they want to get going, and the expense of it I don't feel we need.

Ask how my students felt 400 years ago. They were the original Native Americans. There were no walls back then. Did they want us? No, they did not. We brought with us disease, alcohol, guns and everything that essentially began the destruction of the Native American people. With a wall around the North America 500 years ago, how would that have went? When we came here, I think our government in the past would have been perfectly fine with exterminating the Native American people. Why do we feel it's right? Because white people support this. You look throughout history, and women were not part of that. Muslims and religion- not part of it. Hispanics- not part of it. we want to keep everybody out who's not like us. We've always had the belief that white is right.

I admit that we've made many mistakes in the past, but research and statistics show that most stuff comes in through legal ports of entry. You build a tunnel, they go under, over or slingshot stuff over. Most of our illegal immigrants are here on visa overstays, not coming here illegally. What percentage of the people that come here illegally are here to do bad things? Personally if I'm in Central America, I'm trying to get here so I can give a better life to my kids. You want to go after the people who cause it? Let's go after the root causes. Do we ever go after the companies in North Dakota that employ illegal immigrants? When's the last time you've heard of a big fine given out? Do we at the federal level? No, we don't. We

go, round up the illegals, take them and send them back home. If there's a person who commits a crime, by all means, get them out. But if you're a law abiding citizen, no. Erecting a 2-3,000 wall will be a lot of money. We have bigger problems with health care. Where's Medicaid and our social security going to be? There's only so much of the pie to slice up. That pie is going to get smaller and smaller. Spending money on this wall is not the best thing. I wish that you would vote no.

**(19:55) Markki Shaw, Warwick student, testifies in opposition**

**Shaw:** As an indigenous woman, I am opposed of the wall. It's unnecessary. When you think about when the Caucasian people came over on the Mayflower, our people didn't have anything to protect ourselves. We let you guys come and tried to help you in any way that we could, my ancestors. What did they get in return? 1.7M of them died from battles and wars. Many of our food supply, mainly the buffalo that was sacred to us, was very deteriorated. There wasn't enough food supply for my ancestors, and that was one of the leading causes of their death as well. I feel the only people that want the wall are the people who are afraid of change, that the stereotypes they hear about people are true. They fear that all Mexicans apart from the Cartel and all Black people are terrible. If you look at everybody who's in the Congress, they're all older people; I hardly see any young people, and a lot of older people aren't up to change.

**(22:40) Ruth Buffalo, District 27 Representative, testifies in opposition (see attachment #3)**

**Representative Buffalo:** I handed out a copy of my opposition floor speech that took place in the House chambers. I'm also a member of the House Judiciary committee, and my question to the prime sponsor at the time was, have you considered including tribal consultation? His response was that he believed along with Indian Affairs, which I will respectfully disagree, that this resolution was fine and didn't infringe upon tribal consultation. That's why I stand here in opposition.

**Senator Myrdal:** You talk about inherent sovereign right of mobility. Are you suggesting that the tribal people do not use official border crossings?

**Representative Buffalo:** I'll use the Tohono O'odham Nation as an example. They are located on both sides of the U.S. border. They use official crossings, but in this proposal that I mentioned with the tribal border alliance, they're also looking at getting passports made specifically for indigenous people, people federally recognized by the U.S. government to have a status of an American Indian tribe. No, I'm not insinuating that they receive special treatment.

**Senator Myrdal:** I understand. I came from Norway. Similarly, Sweden took two of our counties about 200 years ago with Norwegians who lived on both sides of the border. If they're getting those passports and can cross borders legally through border points that we go through, that's fine. The wall is trying to protect us from illegal entry. I respect and

understand your concern, but I don't see how that relates to a border that protects the rule of law for all of us.

**Representative Buffalo:** My understanding is that the tribal nations along the southern border have not been consulted at all. That's a huge problem and where my concern lies. Regardless of what our beliefs are, they weren't consulted, and that's adding fuel to the fire of the atrocities that have occurred in our great country unfortunately.

**Chair Larson** closes the hearing on HCR 3025.

**Senator Myrdal: Motions for a Do Pass.**

**Senator Luick: Seconds.**

**Senator Myrdal:** This is near to my heart because I am an immigrant. I know from going through the process for many years and following the law, that there's opportunity for every nationality and color. This is not about racism whatsoever. I have done this immigration issue for over 35 years. Are there incidents that we see on the news that are politicized? Absolutely, but America remains a land of immigration. Key word immigration, which includes legal. I'm very passionate about this. I think the intention of the wall, if people will kindly take the politics out of it, is to follow the rule of law which is not being followed. I lived close to the southern border for 12 years and travelled in Central America off and on. There's no more beautiful culture and hospitable people. This for me has nothing to do with racism; I love that culture. This is about stopping illegal aliens from entering our country. One gentleman mentioned these are legal citizens. They're not. If you break the first law of a nation, you are illegal and a criminal. Every other nation speaks of that and holds it up, and we need to as well. This is to protect all people in America, including indigenous. I strongly support this resolution.

**Senator Bakke:** I oppose this resolution. It is ridiculous that we have this kind of money being sought to build a wall when there's so many other needs in our country. If you talk to people at border patrol, they'll tell you this isn't their greatest need. Their greatest need is more people, not a wall. A lot of the illegal drugs and issues that they say this wall will fix are not coming over the border. They're coming in by airplanes and other ways. The wall is only being built to stop people. If you want to talk about sovereign nations, you're in direct conflict when you aren't consulting with the nations that live on either side of the border down there. It would be like if someone came and built a wall down the middle of my yard, and every time I want to go on the other side of my yard, I have to drive hundreds of miles to get to a legal crossing to get into my own property. I can't support something that I think was just a campaign promise and had no merit whatsoever.

**Vice Chairman Dwyer:** I think our federal government is broken because they can't get immigration reform passed. That really is what needs to be done. While a wall may be troubling, in order to achieve what everyone would like, our country needs to pass immigration reform, and they can't seem to get it done.

**Senator Myrdal:** Two of my counties border Canada. Let's say I get a phone call today that 30 miles north of the Pembina crossing, there's 2,000 people marching over. I let my district know that within the next 24 hours, you better be ready for 2,000 people to come into

Cavalier, live in your home, set up tents on your streets, get social security benefits and social services and you're going to have to pay for it. That's the reality of the southern border. I lived in Texas and saw it. You can come legally through the border; it has a process. The wall does not stop immigration nor does it stop compassion or Americans reaching out. There's two nations in the world that give more per capita to other nations than any other nations in the world and that's Norway and the United States. I'm proud to have grown up in one and be a citizen in the other. This has to do with protecting our sovereign rights and stopping illegal people from coming in and taking the benefits. By continuously allowing our borders to be open, we spit upon those of us who do it legally.

**A Roll Call Vote Was Taken: 4 yeas, 2 nays, 0 absent. Motion carries.**

**Senator Myrdal will carry the bill.**

**Further testimony in opposition was emailed to committee (see attachment #4)**

**2019 SENATE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 3025**

Senate Judiciary Committee

☐ Subcommittee

Amendment LC# or Description: \_\_\_\_\_

Recommendation: ☐ Adopt Amendment  
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation  
☐ As Amended ☐ Rerefer to Appropriations  
☐ Place on Consent Calendar  
Other Actions: ☐ Reconsider ☐ \_\_\_\_\_

Motion Made By Senator Myrdal Seconded By Senator Luick

Senators	Yes	No	Senators	Yes	No
Chair Larson	X		Senator Bakke		X
Vice Chair Dwyer		X			
Senator Luick	X				
Senator Myrdal	X				
Senator Lemm	X				

Total (Yes) 4 No 2

Absent 0

Floor Assignment Senator Myrdal

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HCR 3025: Judiciary Committee (Sen. D. Larson, Chairman)** recommends **DO PASS**  
(4 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HCR 3025 was placed on the  
Fourteenth order on the calendar.

**2019 TESTIMONY**

**HCR 3025**

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# *Testimony for the House Judiciary Committee* P. 1

HCR 3025

Andrew Alexis Varvel

February 11, 2019

Chairman Koppelman and Members of the Committee:

My name is Andrew Alexis Varvel. I live in Bismarck.

Good morning.

I am an assimilationist. That is why I am learning Mandan and Lakota. Last week, I presented testimony in committee, and I look forward to presenting testimony in Mandan in the future. I hope you don't mind if I present this testimony in English. Still, I take my nativism seriously.

I staunchly support border security, no less than the late Barbara Jordan. Because of this, I oppose this resolution as presently written. We ought to use a holistic approach to border security, not gimmicks.

I would like to go point by point on my objections to this resolution.

First whereas – I don't feel comfortable with calling anybody an “asset”. Slaves are assets. Free people are not assets. I would like to believe that we live in free republic, not in a totalitarian state.

Second whereas – The American republic was not founded on a rich tradition of immigration. And no, the United States is not a “nation of immigrants”. For example, President John Adams was a Federalist who tried to restrict immigration. Immigrants tended to vote Democrat. Rather, we should be celebrating the Iroquois Confederacy's contribution to our Constitution no less than our immigrant heritage.



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Third whereas – No objection.

Fourth whereas – The National Border Patrol Council has been all over the place on this issue. I have not been able to find its survey online except from an unsourced reference in the Washington Times.

Fifth whereas – No objection.

Sixth whereas – This assertion is unsubstantiated. A wall will not stop tunnels, ladders, boats, or visa overstays. The best way to alleviate the hardship experienced by federal employees is to actually pay them.

Resolution – We need a holistic approach, such as the strategy promoted by the National Border Patrol Council for border security back in 2012.

Here are some interesting quotes:

The NBPC disagrees with wasting taxpayer money on building fences and walls along the border as a means of curtailing illegal entries into the United States.

Walls and fences are temporary solutions that focus on the symptom (illegal immigration) rather than the problem (employers who knowingly hire illegal aliens).

Walls and fences are only a speed bump. People who want to come to the United States to obtain employment will continue to go over, under, and around walls and fences that are constructed.

When speaking about illegal immigration, everyone appears to agree on one issue: an overwhelming majority of people enter the United States illegally to obtain employment. Based on the assumption this is true, one can only conclude that the current problem for the United States is employers who hire illegal aliens. Illegal immigration is merely a symptom of that problem.

Consequently, if any politicians are truly interested in stemming the flow of illegal immigration, then they should focus on the problem and stop focusing on the symptom.

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Therefore, to solve the problem, the United States should focus enforcement efforts on U.S. employers, not illegal aliens or the border.

<https://web.archive.org/web/20190104055705/https://bpunion.org/media-faq/media-faq/>

Read it yourself and draw your own conclusions. As for myself, I could not agree more with what the National Border Patrol Council had to say seven years ago. Now, if only their old FAQ were on their webpage...

Illegal immigration is driven by economics. Illegal immigrants aren't doing work that American workers won't do. They aren't doing work that American workers don't do. They certainly aren't doing work that American workers are too lazy to do. Illegal immigrants are doing work that Americans are legally barred from doing because the work itself is illegal. When the working hours are illegal, the working conditions are illegal, the environmental conditions are illegal, the physical abuse is illegal, the sexual harassment is illegal, and the wages are illegal, chances are that the people doing such work are people who aren't supposed to be here. Illegal immigrants tend to do illegal work. So, the most effective way to stop illegal immigration is to systematically confiscate illegal businesses run by crime syndicates that masquerade as legitimate industries.

I don't ever want to be told that whenever I work hard for low pay, I must be doing work that Americans don't do. Are they trying to tell me that if I deliver newspapers in the morning, then obviously I can't possibly be American? That's insulting, and it's just plain wrong.

I cannot stress highly enough the importance of paying our courageous border patrol and coast guard regular salaries rather than expecting them to work without pay. This proposed wall would do absolutely no good against maritime caravans, and indeed the money used for this wall would be better used by raising our spending on our Coast Guard.

None of the September 11 hijackers came in through Mexico. Four of them had overstayed their visas. If we had had a better handle on visa overstayers, who knows? The September 11 attacks might have been averted. For those of you who truly believe in this wall, ask yourselves – why now? Why not earlier – two hundred years earlier?

Nathan Phillips – yes, that Nathan Phillips – once said, “These are indigenous lands. We're not supposed to have walls.” Well, he is welcome to his own opinion. He is not welcome to his own facts. Mandans, Hidatas, and Arikaras lived in fortified villages with palisades – palisades that were frequently necessary because of Lakota attacks.

So, if you truly believe in this wall, please accept that the Arikara might have had every bit as much right to patrol their borders back in 1823.

In 1823, the Rocky Mountain Fur Company (also known as Ashley's Hundred) barged into an Arikara village. And when you have a bunch of drunken fur traders wandering around a village looking for sex in the middle of the night, one may understand why some Arikara lost their cool. Sure, these Arikaras might have overreacted by killing these men and scalping them, but how would you like it if a bunch of loud drunks banged on your front door demanding sex in the middle of the night?

Of course, that drove the Rocky Mountain Fur Company bananas. William Henry Ashley formed an impromptu militia and bamboozled the Sixth Infantry into making war on the Arikara. Hundreds of Lakota warriors also joined in this war, but they didn't need much convincing. The result was a war that drove the Arikara from their homes. This led to a press controversy back east because stalwarts of Ashley, especially Joshua Pilcher, were unhappy that the Arikara hadn't gotten wiped out.

Our federal government ought to be deputizing indigenous nations to patrol our southern border. And don't imagine they won't do it! We

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should be working with the Tohono O'odham Nation rather than bulldoze through their lands. While we're at it, we should give the Chiricahua Apache their ancestral lands back so they can patrol our border in southeast Arizona. Subcontracting with indigenous peoples can help deflate the amnesty balloon in a way that a wall just can't.

Where there are wildlife sanctuaries – including private wildlife sanctuaries – any physical barrier needs to be well to the north of them. Refusing to consult with people who actually live along the border on border security sends an ominous message that this wall isn't about border security at all, but rather about imposing arbitrary power.

I had considered proposing alternative language for this resolution, but if I did that, our best case scenario would be that we might get bogged down in partisan bickering. Instead, we should use this opportunity to do something better, something that can appeal to our better angels.

What I really want to see here is a resolution to express alarm at human rights abuses in Xinjiang Province. Such a resolution would be at least as topical, at least as relevant to affairs in North Dakota, and at least as important for American national security. This is a time when we can step up to the plate. What is happening right now to the indigenous peoples of the Xinjiang Uighur Autonomous Province of the People's Republic of China is horrible – just downright horrible.

Horrible reports are filtering out of Xinjiang Province. According to these reports, upwards of one million Uighurs are getting held in detention camps, euphemistically labeled as “vocational training centers” by the People's Republic of China. In these forced labor camps, Uighurs are getting tortured until they renounce their religion and praise Xi Jinping Thought. Uighur children are getting taken away from their parents and are forced to live in orphanages. Uighur children are getting forced to speak Mandarin Chinese instead of their native language. Uighur families

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are forced to quarter officials of the Chinese Communist Party in their own homes, officials who watch for any ideological deviation from their hosts. Xinjiang Province is getting put through a level of massive and intense electronic surveillance like nothing that has ever been done before. Religious buildings are getting razed to the ground. Prisoners get systematically used for organ harvesting. The People's Republic of China forces abortions onto women in Xinjiang Province, according to the testimony of Gulzira Mogdin, whose fetus the Chinese government killed.

I am providing possible language for a resolution that would call on the People's Republic of China to explain its human rights record in Xinjiang Province. This language stops short of condemnation of China's human rights record, and merely asks for an explanation for its behavior. This is appropriate, because we do not wish to make the People's Republic of China lose face, but merely want it to be aware that we are concerned.

I am providing possible language for this resolution. Although I would encourage you to adopt this language as is, I would clearly understand if the House Judiciary Committee appoints a subcommittee to report back to the full committee on appropriate resolution language that requests an explanation from the People's Republic of China for its policies.

If brevity is the soul of wit, you may find yourselves disappointed with my testimony today. Even so, I hope this testimony has been worthwhile for you. Let's turn House Concurrent Resolution 3025 into something better.

Thank you. I welcome questions from the committee.

Andrew Alexis Varvel  
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Bismarck, ND 58503  
701-255-6639  
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PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3025

#1  
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P. 7

- Page 1, line 1, after "resolution" replace the remainder of lines 1 through 4 with "expressing profound concern about the behavior of the People's Republic of China in Xinjiang Uighur Autonomous Province, and calling upon the People's Republic of China to explain how its behavior could possibly uphold the Universal Declaration of Human Rights."
- Page 1, line 5, after "**WHEREAS**," replace the remainder of lines 5 through 9 with "ominous reports of mass incarceration of at least one million Uighurs in Chinese detention camps warrant our attention; and"
- Page 1, line 10, after "**WHEREAS**," replace the remainder of lines 10 through 12 with "ominous reports of violations of religious liberty, including the systematic destruction of religious buildings and the practice of torturing prisoners to force them to renounce their religion and praise Xi Jinping Thought, warrant our attention; and"
- Page 1, line 13, after "**WHEREAS**," replace the remainder of lines 13 through 15 with "ominous reports of children getting taken away from their parents and forced to learn Mandarin Chinese, to the exclusion of their ancestral languages, warrant our attention; and"
- Page 1, line 16, after "**WHEREAS**," replace the remainder of lines 16 through 20 with "ominous reports of Uighur families getting forced to quarter officials of the Chinese Communist Party in their own homes, for the purpose of monitoring private family communication, warrant our attention; and"
- Page 1, line 21, after "**WHEREAS**," replace the remainder of lines 21 through 23 with "ominous reports of the People's Republic of China forcibly harvesting organs from political prisoners, including prisoners in Xinjiang Uighur Autonomous Province, warrant our attention; and"
- Page 2, line 1, after "**WHEREAS**," replace the remainder of lines 1 through 3 with "ominous reports of a policy by the People's Republic of China of killing fetuses without the mother's consent, including within Xinjiang Uighur Autonomous Province, warrant our attention;"
- Page 2, line 6, after "Assembly" replace lines 6 through 9 with "expresses profound concern about the People's Republic of China's behavior in Xinjiang Uighur Autonomous Province, and calls upon the People's Republic of China to explain how its behavior in Xinjiang Uighur Autonomous Province could possibly uphold the Universal Declaration of Human Rights, how its behavior could possibly be successful in suppressing terrorism, and how its behavior does not call into question the mandate of heaven for People's Republic of China; and"
- Page 2, line 11, after "President of the United States," insert "the National Security Advisor, the Secretary of State, the Embassy of the People's Republic of China,"

Renumber accordingly



#1  
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2-11-19  
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19.3102.0M000

MODEL ENGROSSMENT

Sixty-sixth  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE CONCURRENT  
RESOLUTION NO. 3025

Introduced by

Representatives Blum, Grueneich, Headland, Kasper, Lefor, Louser, Nathe, Owens, Pollert,  
D. Ruby  
Senators Unruh, Wardner

1 A concurrent resolution expressing profound concern about the behavior of the People's  
2 Republic of China in Xinjiang Uighur Autonomous Province, and calling upon the People's  
3 Republic of China to explain how its behavior could possibly uphold the Universal Declaration  
4 of Human Rights.

5 **WHEREAS**, ominous reports of mass incarceration of at least one million Uighurs in  
6 Chinese detention camps warrant our attention; and

7 **WHEREAS**, ominous reports of violations of religious liberty, including the systematic  
8 destruction of religious buildings and the practice of torturing prisoners to force them to  
9 renounce their religion and praise Xi Jinping Thought, warrant our attention; and

10 **WHEREAS**, ominous reports of children getting taken away from their parents and forced  
11 to learn Mandarin Chinese, to the exclusion of their ancestral languages, warrant our attention;  
12 and

13 **WHEREAS**, ominous reports of Uighur families getting forced to quarter officials of the  
14 Chinese Communist Party in their own homes, for the purpose of monitoring private family  
15 communication, warrant our attention; and

16 **WHEREAS**, ominous reports of the People's Republic of China forcibly harvesting organs  
17 from political prisoners, including prisoners in Xinjiang Uighur Autonomous Province, warrant  
18 our attention; and

19 **WHEREAS**, ominous reports of a policy by the People's Republic of China of killing fetuses  
20 without the mother's consent, including within Xinjiang Uighur Autonomous Province, warrant  
21 our attention;

22 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF**  
23 **NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

FF1  
HCR 3025  
2-11-19  
P. 9

1 That the Sixty-sixth Legislative Assembly expresses profound concern about the People's  
2 Republic of China's behavior in Xinjiang Uighur Autonomous Province, and calls upon the  
3 People's Republic of China to explain how its behavior in Xinjiang Uighur Autonomous  
4 Province could possibly uphold the Universal Declaration of Human Rights, how its behavior  
5 could possibly be successful in suppressing terrorism, and how its behavior does not call into  
6 question the mandate of heaven for People's Republic of China; and

7 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution  
8 to the President of the United States, the National Security Advisor, the Secretary of State, the  
9 Embassy of the People's Republic of China, the Majority and Minority Leaders of the United  
10 States Senate and the United States House of Representatives, and each member of the North  
11 Dakota Congressional Delegation.



Hanh, Chairman and members of the Committee. For the record, my name is Carel Two-Eagle. I'm here in opposition to HCR 3025.

We need a wall at the Southern border – or any border of this land – like we need another attack on the Constitution and the Bill of Rights.

Law enforcement all along the Southern border – along with Natives and majority culture citizens in that area - has been repeatedly quoted in the media as stating unequivocally, that no wall is needed. For that matter, no wall is wanted. The claims that a wall is needed are the whines and wails of bigots and cowards.

If I want to put a fence or a wall around my property, it speaks about a desire for privacy and/or noise reduction. If a country's government claims such a wall is desirable, it shouts about cowardice. There's nothing great about cowardice any more than there is about bigotry. Of recent years, we have had more than enough of both. We the People of North Dakota do not need to support either, nor should we be made to appear to by the well-meaning, but way off base, use of such as HCR 3025.

Richard D. Wiles, Sheriff on El Paso, TX: **"It is sad to hear President Trump state falsehoods about El Paso, Texas in an attempt to justify the building of a 2,000-mile wall.** The facts are clear. While it is true that El Paso is one of the safest cities in the nation, it has never been "...considered one of our Nation's most dangerous cities". And, El Paso was a safe city long before any wall was built. President Trump continues to give a false narrative about a great city that truly represents what this great Nation is all about." The emphasis is mine, the quote is accurate otherwise.

This is far from the only quote made by law enforcement along the Southern border about this wall business. Such quotes are easily found with an Internet Search.

Given that those people live there and know the needs of their area far better than anyone in the Northern States can, this bill is not only unnecessary, it is offensive. To them – as well as to our relatives to the south. We are all related, after all.

Robert Frost wrote a famous poem called "Mending Walls". He wrote, "... Before I built a wall I'd ask to know // What I was walling in or walling out, // And to whom I was like to give offense."

HCR3025 will give offense to people living in the area where this ridiculous wall is proposed to go. Just as North Dakotans don't take it particularly well when people from some far-away area of the country tell them how to do things, neither will HCR 3025 mend any fences or walls with the people along the Southern border. Give this bill a unanimous DO NOT Pass. Thank you. I'm always available to answer any questions.

3025 Senate Testimony

Madame Chair, members of the Senate Judiciary Committee, for the record: Representative Jake Blum, District 42, north-central Grand Forks.

I appreciate the opportunity to be before you this morning to introduce House concurrent resolution 3025. HCR 3025 would message North Dakota's support for the current administration's effort to construct a security wall on our southern border.

Given this issue's current significance within the national discourse, there is no better time to make our stance clearer than now. For over 30 years, our southern border has been in crisis. Every successive administration in that time frame has failed to act and secure our border, and unfortunately that crisis has only deepened. Americans voted for a secure and permanent solution to reinforce the rule of law in 2016 and it's time we allow the President to make good on his promise to do so. This is about national security, and I think it's time for North Dakota to demonstrate our support for the rule of law, and our deep respect for legal immigration.

We all understand this resolution of course lacks the force of law. However, in the past, states issuing resolutions of support or detraction from issues at the national realm have often helped lead to policy solutions and action at the national level. Already, South Dakota has passed a similar resolution, and other states are currently considering doing so as well.

With a very clear passage in the House, as well as the support of leadership in both chambers, I would humbly request your favorable consideration on HCR 3025. Madame Chair, members of the committee, I thank you for your time this morning and I would stand for any questions.

*English Translation*  
*Testimony for the Senate Judiciary Committee*

House Concurrent Resolution 3025

Andrew Alexis Varvel

March 27, 2019

Chairman Larson and Members of the Committee:

My name is Andrew Alexis Varvel. I live in Bismarck.

I oppose House Concurrent Resolution 3025. Some people like this resolution, but it is wrong. This resolution is not essentially about a wall of steel or concrete. This resolution is about a political wall. This wall would separate the people of the United States of America from one another.

You are my audience. I am here to sway you. I am here to persuade you that we can do better. I would not be here otherwise.

In contrast, Spanish Communists seek to antagonize you, insult you, demonize you, and provoke you. They want to show their red flag. (My flag is striped and my favorite flag is the Gadsden Flag.) Spanish Communists seek to bring the Spanish Civil War onto North American soil.

This wall is about politics, not border security. This wall won't stop illegal immigration because it does nothing to stop the market for illegal immigration. This wall won't stop illegal drugs because it does nothing to stop the market for illegal drugs. This wall won't keep out terrorists either. This wall would be less effective than the Maginot Line.

Our enemies, particularly Spanish Communists, want to call this land Saxon Country, not the United States of America. They want to destabilize our country, including our border. This wall would destabilize our border. This destabilization would play into the hands of Spanish Communists.

Intelligent border security means maintaining important relationships with people who live along our borders. Intelligent border security means respecting their property rights. Intelligent border security means respecting their customary rights. Intelligent border security means seeking and maintaining their support for stopping hostile infiltration. Rather than antagonize our fellow citizens along our southern border with a massive disruption to their lives and their property, we should reach out to them.

Nothing says arbitrary power more than bulldozing through private property and community lands. Nothing says arbitrary power more than taking property away from landowners to build a wall they don't want. Yet, it is irresponsible to call this wall an abuse of power. This wall angers people. This is very clever politics and very stupid policy. The offense this wall creates is the very reason why this wall exists. This wall essentially is a gigantic middle finger made of concrete and steel.

I get it. I don't like Che Guevara either. We must reject Spanish conquest in redface. Spanish Communism is no improvement over our free republic.

Communists say they oppose this wall, and they try to monopolize opposition to it. But Communists build their own walls. I know. I saw the Berlin Wall. I remember it. I touched it. I wrote on it. East Germany did not control the Iron Curtain. The Iron Curtain controlled East Germany. We must not allow an iron curtain to control us. This wall on our southern border would be built at least partly by Communist hate.

There is a difference between a community wall and wall of forced utopia. A wall is merely a tool. It is not a panacea. Spartans hated walls and called them cowardly. I disagree. Many cities had walls – Athens, Megalopolis, Carthage, Rome, and Constantinople. The Inca Empire had walls. Mandans, Hidatsas, and Arikaras had walls too. These walls were for military defense. But no wall can stop a thriving market for illegal immigration.

Mexico and the United States have more than a border in common. We have a smallpox epidemic in common. During the Revolutionary War, the British military intentionally spread smallpox to Americans. Both General Washington and Delegate Jefferson investigated this.<sup>1</sup> Robert Donkin, a British officer, bragged about infecting people with smallpox.<sup>2</sup> Internal British military correspondence shows that spreading smallpox was unequivocally government policy.<sup>3</sup> Smallpox spread throughout North

1 George Washington to John Hancock, 4 December 1775, from Philander D. Chase, ed. The Papers of George Washington, Revolutionary War Series 2: September – December 1775 (Charlottesville: University Press of Virginia, 1987), 482-486.

George Washington to James Otis, Sr., 10 December 1775, from *ibid*, 526.

George Washington to John Hancock, 14 December 1775, from *ibid*, 546-548.

George Washington to Joseph Reed, 15 December 1775, from *ibid*., 551-553.

General Orders, 13 March 1776, from Philander D. Chase, ed. The Papers of George Washington, Revolutionary War Series 3: January – March 1776 (Charlottesville: University Press of Virginia, 1988), 458-459.

Testimony of Capt. Hector McNeal, 2 July 1776, from “Notes of Witnesses' Testimony concerning the Canadian Campaign”, in Julian P. Boyd, ed. The Papers of Thomas Jefferson: Volume 1, 1760-1776 (Princeton: Princeton University Press, 1950), 434-436.

Testimony of Doctor Coates, 2 July 1776, from *ibid*, 436-437.

These notes are based on the original research of Elizabeth Fenn. Her research can be shown to be accurate in the case of this particular book. Fenn, Elizabeth A. Pox Americana: The Great Smallpox Epidemic of 1775-82 New York: Hill and Wang, 2001.

2 Robert Donkin, Military Collections and Remarks (New York, H. Gaine, 1777), 190n. The offending passage has been censored from most copies of this book. An excised version from the University of Alberta can be found at the Internet Archive, illustrating what was once an extensive campaign of censorship on this military manual. One of the few copies that has not been mutilated exists at the William L. Clements Library of the University of Michigan. It contains the following quote:

“Dip arrows in matter of small pox, and twang them at the American rebels, in order to inoculate them; This would sooner disband these stubborn, ignorant, enthusiastic savages, than any other compulsive measures. Such is their dread and fear of that disorder!”

This tactic, as well as the later censorship campaign to excise this passage from Robert Donkin's book, may explain why Treaty of Paris contains a curious passage – a call “to forget all past Misunderstandings and Differences that have unhappily interrupted the good Correspondence and Friendship which they mutually wish to restore”.

3 Major General Leslie to Lord Cornwallis, 13 July 1781, from Ian Saberton, ed. The Cornwallis Papers: The Campaigns of 1780 and 1781 in The Southern Theater of the American Revolutionary War, Volume V (Uckfield, East Sussex: The Naval and Military Press Ltd., 2010),



America. An ancient civilization here along the banks of the Missouri River was collateral damage.

Tecumseh's band allied with Britain. Tecumseh's band also preached genocide against the people of the United States of America.<sup>4</sup> Ghost dancers need to remember: America is not Algeria. Saxons are here to stay. Spanish Communists, and that means you Maduro: America is our home. Unlike you

182-183. General Leslie wrote:

"Above 700 Negroes are come down the river in the small pox. It will ruin our market, which was bad enough before.

I shall distribute them about the rebell plantations."

- 4 Tecumseh receives undue praise as a war leader, perhaps due to a classic white supremacist inclination to refuse to attribute moral agency to indigenous peoples. One example of his band's rhetoric comes from "Le Maigouis" (The Trout), an Ottawa apostle of The Prophet and the Comet (Tecumseh).

Le Maigouis's talk was reported to have been made on May 4, 1807, and it was referenced in a letter dated May 24, 1807 from Michilimakinak by Captain Dunham to the War Department. This represents a highly contemporaneous account by the technological standards of 1807. The War Department forwarded an extract of this letter to the chairmen of the Committee on Indian Affairs of both the U.S. House of Representatives and the U.S. Senate on December 19, 1811.

Source: Reports to Congress from the Secretary of War, 1803-70. Reel 1, pp. 207-208.

"I am the father of the English, of the French, of the Spaniards and of the Indians. I created the first man, who was the common father of all these people, as well as yourselves; and it is through him, whom I have waked from a long sleep, that I address you now. But the Americans I did not make. They are not my children, but the children of the evil spirit. They grew from the scum of the great water, when it was troubled by the evil spirit, and the froth was driven into the woods by a strong east wind. They are numerous but I hate them. ~

My children – You must not speak of this Talk to the whites. It must be hidden from them. I am now on earth sent by the great spirit to instruct you. ~

Each village must send me two or more principal chiefs to represent you that you may be taught.

The bearer of this talk will point out to you the path to my wigwam. I could not come myself to Abre Croche, because the world is changed from what it was. It is broken and it leans down, and as it declines, the chippewas and all beyond will fall off and die. – Therefore you must come to be instructed. Those villages which do not listen to this talk, and send me two Deputies will be cut off from the face of the earth. – "

Maduro, we cannot leave. We cannot go back to England after what the British military did to the people of the United States of America. The Balmis Expedition arrived in Caracas.<sup>5</sup> So, you Spanish Communists, you Spanish imperialists, can go back to Spain any time!

We need strong borders so we can keep out disease epidemics. To those who say that all borders are evil, I ask – “Are you trying to make all of us sick?” Ellis Island was not merely a gateway to America. Ellis Island was an excellent quarantine. Sick immigrants were separated from healthy immigrants, to protect the people of the United States of America from disease. A nation without quarantine is a nation without sovereignty.

North Dakota is called the Peace Garden State. Our southern border should also have a peace garden. A very large peace garden. Let's make our southern border beautiful – and wonderful. We can have a good future together on this continent. We should work together with the people who live along the southern border so we can have better security.

We can do better. We should have intelligent border security, not a wall. This wall would weaken our border, not strengthen it. So, I am here to ask you – please recommend “DO NOT PASS” for House Resolution 3025. And please vote RED on the Senate floor.

Thank you. Feel free to ask me questions.

Andrew Alexis Varvel  
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Bismarck, ND 58503  
701-255-6639  
mr.a.alexis.varvel@gmail.com

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<sup>5</sup> The Balmis Expedition (1803-1806) vaccinated subjects throughout the Spanish colonies, including the modern day Puerto Rico, Venezuela, Cuba, Mexico, Guatemala, Colombia, Chile, Peru, Ecuador, and the Philippines. This vaccination campaign represents the highest ideals of the doctrine of Divine Right Monarchy as well as the modern doctrine of trusteeship.

*Wazíyata Dakhóta Makhópašpe*  
*T̥hathúnkašilayapi T̥hómničiye*  
*Wayásupi T̥hakhámite Mithákiwayaath̥an̥iŋ*  
T̥haóthi T̥hakíchiwoštaŋpi wikčémna yámni opáwiŋge  
wikčémna núŋpa akézaptaŋ  
Andrew Alexis Varvel  
Čhaŋwápet̥ho wí 27, 2019

It̥hánčhaŋwiŋ Larson na  
Makhópašpe T̥hathúnkašilayapi T̥hómničiye  
Wayásupi K̥hamíte kiŋ lé T̥haóyap̥hapi:

Andrew Alexis Varvel emáčiyaŋe ló. T̥haspán̄ Ožú ta waún̄.

T̥hóthi T̥hakíchiwoštaŋpi wikčémna yámni opáwiŋge wikčémna núŋpa  
akézaptaŋ wakhípažin̄. Wičháša eyá wóštaŋpi kiŋ lé waštélakapi, éyaš kiŋ  
lé ečhétu šni. Wóštaŋpi kiŋ lé iŋyuŋkaške t̥hán̄ka waŋ mázasuta naiŋš  
iŋyaŋ okástakapi uŋ kágapi ačhó šni. Wóštaŋpi kiŋ lé iŋyuŋkaške t̥hán̄ka  
waŋ wóokhuwa uŋ kágapi ačhó yeló. Iŋyuŋkaške t̥hán̄ka kiŋ lé Khéyawita  
T̥hamák̥hopašpe Wayúwan̄zila T̥hóyate pazán̄ kta tk̥ha.

Čhithán̄iŋpi. Wičálačhiyapi iblút̥he. Čhithán̄iŋpi čha hé uŋ uŋkáğapi sán̄m  
uŋwáštepi uŋkókihipi wičálačhiyapi wachín̄. Anún̄wab wahí kte šni tk̥ha.

Uŋmá ečhíyatan̄han̄ Ptáya Wayúhapi T̥hahéčelayapi Spayól'iyápi kiŋ  
čhan̄té nitháwapi niyúškaŋškaŋpi na niyášiglap̄i na niyášičapi na  
hiŋyaŋzaniyapi kte ĥčin̄ yeló. Wápaha šá t̥háwapi pazópi kte ĥčin̄ yeló.  
(Wápaha mitháwa glegléğa na Wápaha Gádsden iyótan̄wala.) Ptáya  
Wayúhapi T̥hahéčelayapi Spayól'iyápi kiŋ hená Ehán̄ni Spayóla Imáhel  
Okíčhize kiŋ kaná Khéyawita t̥hamák̥ha él awíčhupi kte ĥčin̄.



Ínyunškaše thánka kin lé wóokhuwa thánťanhan aú, oíchaĝo tháwóinaphe thánťanhan aú šni yeló. Ínyunškaše thánka kin lé wóophe kakséya hiyúpi anáptin kte šni čha wóophe kakséya hiyúpi thówiyoŕheye anápte šni yeló. Ínyunškaše thánka kin lé wóophe kakséya phezúta anáptin kte šni čha wóophe kakséya phezúta thówiyoŕheye anápte šni yeló. Ínyunškaše thánka kin lé thíwičhakte khó anáptin kte šni yeló. Ínyunškaše thánka kin lé Mážino Thóičhaĝo kin wíyokihi ókpani kta tkha yeló.

Unkítthathókapi – Ptáya Wayúhapi Tháhéčelayapi Spayól'iyápi iyótan – makhóche léna Mílahanška Thámákhoche – na Khéyawita Thámákhopašpe Wayúwanžila šni – ečíyapi chíŕpi yeló.

Unkítthamakhočhepi – na unkítthoičhaĝopi íŕš-eyá – yuškánškaŕpi kte hčin. Ínyunškaše thánka kin lé unkítthoičhaĝopi yuškánškaŕ kta tkha yeló. Yuškánškaŕpi kin lé Ptáya Wayúhapi Tháhéčelayapi Spayól'iyápi ikíyapi.

Wóksape oíchaĝo wóinaphe tháwa kin wičhóičhaĝo kichí wanjátuya khólaikičhiyapi uyápi khé yeló. Wóksape oíchaĝo wóinaphe tháwa kin tháwóyuhapi tháwóiyowažapi ahópħapi khé yeló. Wóksape oíchaĝo wóinaphe tháwa kin tháwíchoħ'anpi tháwóiyowažapi ahópħapi khé yeló. Wóksape oíchaĝo wóinaphe tháwa kin thókanaslatapi anáptapi kin hé ipátitanpi tháwapi kin olépi na uyápi khé yeló. Unkítthoyatepi thópħapi tháwíchoičhaĝo tháčhánté yuškánškaŕpi óštan, wičhóni kin na wičháwoyuha kin ok'ó thánka káĝapi un, yewíčhunghiyapi kta iyéčheča.

Tákuni napíyuzapi čhanťé waníče kin isánm wóyuhapi na wíchámakha kakpá makħápahinťin kte khé. Tákuni napíyuzapi čhanťé waníče kin isánm ínyunškaše thánka káĝapi chíŕpi šni kta čha wičhóičhaĝo thámákħapi wičhákhi kte khé. Yešán ínyunškaše thánka kin lé thehíya khuwá wan ečíyapi witkópi. Ínyunškaše thánka kin lé čhanťé wičháyuškaŕškaŕpi. Ínyunškaše thánka kin lé wóokhuwa líla wasínkpħekpħeke na wóophe líla wačhínťhun šni. Ínyunškaše thánka thákáĝapi tháwóšigla kin ínyunškaše

tšanās tšoun tšohútkhan yeló. Ínyunkaške tšanās kin lé napčhókaya tšanktšanās inyan okástakapi na mázasuta un kágapi ačhó yeló.

Owákañniže. Ínš-eyá Čhé Guevára waštéwalake šni. Spayóla tšaktélapi itésata wičáunlapi šni kta héčha. Ptáya Wayúhapi Tšahéčelayapi Spayól'iyápi kin ká okáblaya wóštanpi kin lé unkítšhawapi ayúwašte šni.

Ptáya Wayúhapi Tšahéčelayapi kin ínyunkaške tšanās kin lé khipážinpi wóyakapi na hé tšawókhpažin tšáwapi igláwapi okíhipi. Éyaš Ptáya Wayúhapi Tšahéčelayapi kin ínyunkaške tšanās tšáwapi kágapi. Owákañniže. Berlín Tšínyunkaške Tšánka wanbláke. Wéksuye. Éwapatšan. Owáwa. Iyášiča Makhóče Wiyóhinyanpata kin Mázasuta Thózan kin napíyuze šni. Mázasuta Thózan kin Iyášiča Makhóče Wiyóhinyanpata kin napíyuze. Mázasuta thózan wan hé napíyus'unkhiyapi kte hécha šni. Ínyunkaške tšanās kin lé unkítšhoičhažo itókağata akánl Ptáya Wayúhapi Tšahéčelayapi tšawáwoyusinpi kin han kéya ešá kágapi kta tkhá.

Wičínyunkaške wan na ínyunkaške kañyákhiya wan iyókogna owé tšókčapi. Ínyunkaške wan ínse wóilake wan. Hé pžezúta iyókihi líla šni. Spárta Oyáte ínyunkaške wahtélapi šni na ínyunkaške čanlwánkha ečiyapi. Wičáwala šni. Otšúnwahe óta ínyunkaške yuhápi. Áthens na Mégapolis na Cárthage na Róme na Cónstantinople ínyunkaške yuhápi. Ínka Tšawókičunze ínyunkaške yuhápi. Miwátani na Hewáthokta na Pžaláni ínš-eyá čhúnkaške yuhápi. Čhúnkaške kin lená akíchita wóinapže. Éyaš čhúnkaške naižš ínyunkaške naižš mas'únkaške tákuni wóopže kakséya hiyúpi tšówiyožžeye icháh áye wan anápte okíhi yeló.

Méñiko na Khéyawita Tšamákhopašpe Wayúwanžila kičhioičhažo wan isánm yuhápi. Wičháňňň kičhíwawičhayazan yuhápi. Yužúžupi Okíčhize ópta Šagláša Akíchita kin Khéyawita Tšamákhopašpe Wayúwanžila Oyáte kin wičháňňňň iyáhpeyapi – šilwíyukčan. Akíchita

Itħánčhan Tħánka Wášington na Kaħníħ Jéfferson nuphín pasípi. Šagláša Akíčhita Itħánčhan Róbert Dónkin wičháħaňħaň iyáwičhaňpeye iglátan. Takómni Šagláša Akíčhita tħakíčhiwowapi kiň Šagláša Wókičhunze tħawówasukiye wičháħaňħaň iyáwičhaňpeye pazózo. Wičháħaňħaň Khéyawita sitómniyan aíyaňpewiçhaye. Léna eháňni othúnwahe wičhóun wan, lé léna Mníšoše mnióhuta aglágla, yušíčapi wanún.

Tecúmseh thióšpaye tħánka kiň Šagláša Wókičhunze kiň kičhíčağapi. Ínš-eyá Tecúmseh thióšpaye tħánka kiň Khéyawita Tħamákhopašpe Wayúwanžila Oyáte kiň thíwičhakte wahókunķhiyapi. Wanági wačí wičháša kiksúyapi kta hécha: Khéyawita kiň Algéria kiň šni. Léna mílaħaňska kiň yaňkápi. Ptáya Wayúhapi Tħahéčelayapi Spayól'iyápi, Madúro niyé kħóya: Khéyawita unķíthothi. Madúro niyé sékse šni, unķáyuštanpi unķókhipi šni. Šagláša Akíčhita kiň Khéyawita Tħamákhopašpe Wayúwanžila Oyáte kiň azúye aíyaňpewiçhaye, čhanķhé Šagláša ta unglápi unķókhipi šni. Bálmis Oómani kiň Carácas ta aí. Yunķħaň, Ptáya Wayúhapi Tħahéčelayapi Spayól'iyápi niyépi, Waithaňčhančhanlaka Spayól'iyápi niyépi, Spayóla Eháňni yagláglaapi ohíki s'a yeló!

Wawíčhayazan kiň anáunptapi unķókhipi kta cha oíčhağo sutá wačíhunyanpi yeló. “Oíčhağo kiň átaya iyúha wičhášašni” wičhótapi ehápi iwíčhamunğe – “Iyáňpeunyanpi waúnyačhiňpi huwó?” Íňše Éllis Wíta kiň Khéyawita tħathíyopa šni. Éllis Wíta wičhíšnathipi líla wašté yuhá. Wičhíšnathipi kiň lé hiyúpi zanípi kiň na hiyúpi zanípi šni kiň wičháýukinunķħanpi kta čha wawíčhayazan kiň Khéyawita Tħamákhopašpe Wayúwanžila Oyáte awáňunyanķapi yeló. Oyáte wičhíšnathipi čhóla wan oyáte iglúhapi čhóla wan un.

Wazíyata Dakhóta kiň Owóžupi Wóablekela Tħamákhopašpe kiň ečíyapi. Unķíthoičhağo itókağata kiň owóžupi wóablekela yuháphiča yeló. Owóžupi wóablekela tħaňktħánka wan yeló. Unķíthoičhağo itókağata kiň

wašté – na líla h́ópeče – unkáğapi kta iyéčheča. Makh́áwita él oíyokiphi t́hokáta kawítaya yuhápi okíhipi yeló. Wóinaṕhe saŋm wašté yuhápi okíhipi kta čha wičhóičhağo itókağata kichí unkáğapi kta iyéčheča yeló.

Saŋm wašté unkáğapi okíhipi yeló. Wóksape oíčhağo wóinaṕhe t́háwa kin yuhápi kta iyéčheča – ingyunkaške t́hánka wan šni. Ingyunkaške t́hánka kin lé unkít́hoičhağopi yuhúnkešni kte, yusúta kte šni. Yunkhán, čhilá – T́hóthi T́hakíčhiwoštaŋpi wikčémna yámni opáwiŋge wikčémna núnpa akézaptaŋ kin wóeye “IYÓPTEYAYANPI ŠNI YE” ayák'upi yé. Na owángta wóyaštaŋpi ŠA yé.

Wóphila. Imáyayunğapi yé.

# 3  
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Thank you Mr. Speaker.

Mr. Speaker & Members of the Assembly,

The reasons to oppose this resolution are many, but I will focus on the unintended consequences pertaining to tribal consultation.

**Tribal consultation needs to happen** on the *front end* of a project and not after funds have been secured to support a project-- as with the building of the wall. Tribal consultation must occur prior and it must respect what tribal nations say in the consultation.

The Tribal Border Alliance which is comprised of tribal governments located on or near the southern, northern, and Alaska borders, believe they have an inherent sovereign right of mobility.

This alliance seeks to provide practical tribal-driven solutions on how to secure our nation, all while respecting their traditional and cultural practices and protocols. They believe the federal government must take a diverse approach in partnership with tribal governments to create border policies that address the needs of every border tribe.

Last week, the Tribal Border Alliance Proposal submitted a government-to-government proposal to the National Congress of American Indians, stating tribes divided by international borders, have the inherent right to maintain and develop contacts; relations; and spiritual, cultural, political and economic activities with their citizens and relations. These inherent crossing rights have been recognized through treaties, by the U.S. government, and by international organizations. Although, the border tribes, are separated by many miles and have distinct issues to address, they have much in common.

The wall has cultural, environmental, and historical implications which impede ceremony and traditional journeys that have been happening since time immemorial. A wall will only disassemble an entire way of life, for not only people, but wildlife and their ecosystem that contributes to the fabric of our country.

The wall is not the answer to strengthening border control and even more importantly, this resolution is not the answer to strengthening government to government relations with our tribal nations.

This wall will separate the families of the tribal nations of the Tohono O'odham Nation, Pascua Yaqui, Kickapoo nation, N'de Lipan Apache Nation, Cocopah Tribe and the Opata Nation, each who have lived on both sides of the border for centuries. These tribal nations have submitted at least ***twenty resolutions in opposition*** to the construction of the wall along the southern border of our great country. A border, I might add, that is over 1,300 miles from North Dakota.

HCR 3025 does not urge Congress or the President to consult tribal governments regarding the construction or strengthening of a border control infrastructure. Instead, it encourages the trampling of the human rights of indigenous people who have lived on the land along the southern border for hundreds of years and ignores their inherent right to consultation.

Please vote no to HCR 3025.

Thank you, Mr. Speaker.



#4  
HCR 3025  
3.27.19

## Written testimony on House Concurrent Resolution 3025

Madam Chair Larson and Senate Judiciary committee members

My name is Kevin Herrmann, 300 Fair St. SW, Beulah, ND. I oppose House Concurrent Resolution 3025. This resolution does not include the border wall between Canada and United States. The northern border has more area of open border than southern border. All I hear from legislators about the amount of illegal immigrants coming from southern border. Why are the majority of elected officials not talking about the problems at the northern border? There are plenty of drugs crossing the open area of northern border and illegal Canadians taking American workers jobs?

House of Representative Armstrong, Senator Cramer, Senator Hoeven and Governor Burgum continue to look away in raising the same issues as the southern border.

Is this Senate Judiciary committee going to amend this resolution in adding Canada for the need a border wall also?

If the resolution is amended to include the border of Canada, then I will support the resolution.

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