

**COMMITTEE ON NATURAL RESOURCES**  
**113<sup>th</sup> Congress Disclosure Form**  
**As required by and provided for in House Rule XI, clause 2(g) and**  
**the Rules of the Committee on Natural Resources**

Legislative hearing on: **H.R. 3229 (Young of AK)**, *"Indian Health Service Advance Appropriations Act of 2013."* **H.R. 4546 (DeFazio)**, *"Department of the Interior Tribal Self-Governance Act of 2014."* **H.R. 4867 (Ruiz)**, *"Economic Development Through Tribal Land Exchange Act.";* and **S. 1603 (Stabenow)**, *"Gun Lake Trust Land Reaffirmation Act."*

July 15, 2014

For Witnesses Representing Organizations:

Name: Timothy A. Schuerch

1. Name of Organization(s) You are Representing at the Hearing:

Maniilaq Association

2. Business Address:

P.O. Box 256  
Kotzebue, Alaska 99752

3. Business Email Address: [REDACTED]

4. Business Phone Number: [REDACTED]

**For all Witnesses**

**Name/Organization:** Timothy A. Schuerch /Maniilaq Association

**Title/Date of Hearing:** Legislative hearing on: H.R. 3229 (Young of AK), "Indian Health Service Advance Appropriations Act of 2013." H.R. 4546 (DeFazio), "Department of the Interior Tribal Self-Governance Act of 2014." H.R. 4867 (Ruiz), "Economic Development Through Tribal Land Exchange Act."; and S. 1603 (Stabenow), "Gun Lake Trust Land Reaffirmation Act." / July 15, 2014

a. Any training or education, diplomas or degrees or other educational experiences that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

**Mr. Schuerch earned his Juris Doctor degree from Southern Methodist University School of Law.**

b. Any professional licenses, certifications, or affiliations held that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

**Mr. Schuerch is a licensed attorney and an active member of the Alaska Bar Association in good standing. He is a tribal member of the Native Village of Kiana, a federally-recognized Tribe.**

c. Any employment, occupation, ownership in a firm or business, or work-related experiences that relate to your to testify on or knowledge of the subject matter of the hearing.

**Mr. Schuerch has over 15 years of service as a healthcare attorney and executive. He currently serves as President/CEO of Maniilaq Association in Kotzebue, Alaska.**

d. Any federal grants or contracts (including subgrants or subcontracts) from the Department of the Interior (and /or other agencies invited) that you have received in the current year and previous four years, including the source and the amount of each grant or contract.

**For the years listed and the current year, Maniilaq Association has received federal grant, contract and compact funding from both the Department of Interior and the Indian Health Service, and also receives Medicare and Medicaid reimbursements from the Centers for Medicare and Medicaid Services (CMS). Maniilaq Association's annual budget is approximately \$86 million per year.**

e. A list of all lawsuits or petitions filed by you against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed.

**Maniilaq Association has recently settled a lawsuit against the Federal Government for a contract support cost funding shortfall dispute. In addition, Maniilaq Association is in active litigation with the Federal Government with regard to a Village Built Clinic program funding shortfall dispute.**

f. A list of all federal lawsuits filed against you by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

**None.**

g. Any other information you wish to convey that might aid the Members of the Committee to better understand the context of your testimony.

**Maniilaq Association relies heavily on Indian Health Service appropriations for the day-to-day operating costs of its health program, including operation of the Maniilaq Health Center in Kotzebue and 11 outlying village clinics. Disruptions in the Indian Health Service funding cycle significantly impact Maniilaq's ability to provide basic health services to the 8,000 Indian Health Service beneficiaries that it serves.**

## Witnesses Representing Organizations

**Name/Organization:** Timothy A. Schuerch /Maniilaq Association

**Title/Date of Hearing:** Legislative hearing on: H.R. 3229 (Young of AK), "Indian Health Service Advance Appropriations Act of 2013." H.R. 4546 (DeFazio), "Department of the Interior Tribal Self-Governance Act of 2014." H.R. 4867 (Ruiz), "Economic Development Through Tribal Land Exchange Act."; and S. 1603 (Stabenow), "Gun Lake Trust Land Reaffirmation Act." / July 15, 2014

h. Any offices, elected positions, or representational capacity held in the organization(s) on whose behalf you are testifying. **President, CEO Maniilaq Association**

i. Any federal grants or contracts (including subgrants or subcontracts) from the Department of the Interior (and /or other agencies invited) that were received in the current year and previous four years by the organization(s) you represent at this hearing, including the source and amount of each grant or contract for each of the organization(s).

**For the years listed and the current year, Maniilaq Association has received federal grant, contract and compact funding from both the Department of Interior and the Indian Health Service, and also receives Medicare and Medicaid reimbursements from the Centers for Medicare and Medicaid Services (CMS). Maniilaq Association's annual budget is approximately \$86 million per year.**

j. A list of all lawsuits or petitions filed by the organization(s) you represent at the hearing against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed for each of the organization(s).

**Maniilaq Association has recently settled a lawsuit against the Federal Government for a contract support cost funding shortfall dispute. In addition, Maniilaq Association is in active litigation with the Federal Government with regard to a Village Built Clinic program funding shortfall dispute.**

**Maniilaq Assn. v. United States et al., filed April 3, 2013 in U.S. District Court for the District of Columbia, alleging breach of contract for failure to pay contract support costs under the Indian Self-Determination Act, 25 U.S.C. § 450 et seq. and the Contract Disputes Act, 41 U.S.C. § 7101 et seq. Settled in 2014.**

**Maniilaq Assn. v. Sebelius et al., filed March 25, 2013 in U.S. District Court for the District of Columbia, challenging Indian Health Services rejection of a final offer to negotiate and incorporate a Village Built Clinic lease into Maniilaq's funding agreement with IHS under the Indian Self-Determination Act, 25 U.S.C. § 450 et seq. Awaiting ruling on cross-motions for summary judgment.**

k. A list of all federal lawsuits filed against the organization(s) you represent at the hearing by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

None

l. For tax-exempt organizations and non-profit organizations, copies of the three most recent public IRS Form 990s (including Form 990-PF, Form 990-N, and Form 990-EZ) for each of the organization(s) you represent at the hearing (not including any contributor names and addresses or any information withheld from public inspection by the Secretary of the Treasury under 26 U.S.C. 6104)).

Attached