



Model Tribal Consent Resolution

Oklahoma Final Proposal

Broadband Equity, Access, and Deployment (BEAD) Program

Instructions and Background

The Broadband Equity, Access, and Deployment (BEAD) Program, created by the Bipartisan Infrastructure Law and administered by the National Telecommunications and Information Administration (NTIA), is a federal grant program that funds broadband infrastructure in unserved and underserved areas.

The Oklahoma Broadband Office (OBO) is responsible for administering the State's BEAD planning, which includes preparing a Final Proposal to document how Oklahoma will allocate its BEAD funding to subgrantees.

Under BEAD Program requirements, OBO must obtain tribal government consent for any projects that will be built on federally recognized tribal lands and include that consent in the Final Proposal. OBO has committed to obtaining written approval from tribal authorities and has developed this model resolution to aid tribal nations in drafting their consent documentation.

BEAD Program Guidance

The following requirements are established in the BEAD Notice of Funding Opportunity (NOFO) and NTIA's Final Proposal Guidance for Eligible Entities:

Relevant Instructions from the BEAD NOFO

According to BEAD NOFO Section IV.B.9.b:

"To the extent an Eligible Entity's Final Proposal includes plans to deploy broadband to Unserved Service Projects or Underserved Service Projects on Tribal Lands, the Eligible Entity must submit a Resolution of Consent from each Tribal Government, from the Tribal Council or other governing body, upon whose Tribal Lands the infrastructure will be deployed."

Relevant Instructions from NTIA's Final Proposal Guidance

The Final Proposal must include a Resolution of Consent from each affected Tribal Government, signed by the tribal governing authority and containing the following details:

- Authorized signatures from the tribal governing authority.
- Identification of the Tribal Government and Tribal Lands as recognized under the Federally Recognized

Indian Tribal List Act of 1994.

- Reference to the BEAD NOFO and dating of the consent resolution after Oklahoma's Initial Proposal approval.
 - Project details, including:
 - Entities responsible for deploying and operating the broadband network.
 - Technologies that will be deployed.
 - Timeframe of the agreement.
 - Description of the land involved, including ownership status and any necessary permissions.
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Model Resolution of Consent

Please fill out the information below and return back to the Oklahoma Broadband Office.

[Tribal Letterhead]

[Date]

The [Tribal Entity], the tribal government or governing authority of [Tribal Name], pursuant to the Broadband Equity, Access, and Deployment (BEAD) Program, administered by the National Telecommunications and Information Administration (NTIA) of the U.S. Department of Commerce, hereby submits this Resolution of Consent for broadband infrastructure deployment on its tribal lands. This Resolution is made pursuant to BEAD NOFO Section IV.B.9.b and follows the structure outlined in NTIA's Final Proposal Guidance for Eligible Entities.

[Tribal Name] is recognized under the Federally Recognized Indian Tribal List Act of 1994.

This resolution is dated [DATE], which follows the approval of Oklahoma's Initial Proposal by NTIA on [DATE].

The following is a description of the planned broadband deployment project:

- Entities responsible for deploying and operating the network: [Insert Details]
- Broadband technologies to be deployed on tribal lands: [Insert Details]
- Timeframe of the agreement: [Insert Details]
- Description of the land involved:
 - [Identify if the land is owned, held in trust, held in fee simple by the tribe, or under a long-term lease.]
 - [If owned, identify the landowner.]
 - [Provide written commitment from the landowner authorizing use for the project.]

[Tribal Entity]

By:

Name:

Title:

Date:

This document serves as a formal template to assist tribal governments in providing consent for broadband deployment projects under the BEAD Program in Oklahoma. If any modifications are required to align with tribal preferences or specific governance structures, the template can be adjusted accordingly.