

We need your help to bring lawyers, scholars, and community leaders to the *Conference to Implement the UN Declaration on the Rights of Indigenous Peoples in the United States*.

Colorado Law Dean James Anaya will match gifts to our crowdfunding campaign, dollar-for-dollar, up to \$25,000!

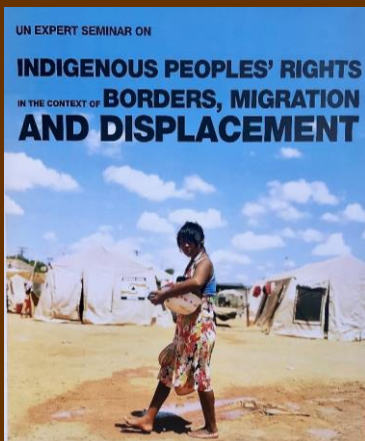
Donate and share our campaign on Social Media!



December 2018 AILP Newsletter

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Submit Comments to the UN: *Indigenous People in the Context of Borders, Migration and Displacement*



United Nations experts are conducting a study on borders, migration, and displacement.

We welcome your comments, formal or informal, regarding indigenous peoples' experiences with these issues.

Send submissions to expertmechanism@ohchr.org no later than February 1st, 2019. Your submissions will inform human rights

solutions to the struggles of indigenous peoples around borders, migration, and displacement.

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Highlights

Krakoff receives Hazel Barnes Prize

CU Boulder named AILP professor Sarah Krakoff the 2018 recipient of the Hazel Barnes Prize, the most distinguished award a faculty member can receive from the university.

Established in 1991 in honor of Philosophy Professor Emerita Hazel Barnes, the award recognizes “the enriching interrelationship between teaching and research.” Nominees are regionally and nationally recognized, tenured faculty members who are outstanding teachers and have distinguished records in research and scholarship.



In a recent interview, Krakoff reflected on how she engages with students:

“I want them to understand the power they will wield as lawyers. I want them to understand how law historically has shaped relations between human communities, and between humans and the non-human world. If they are not happy with the current state of affairs, they have to examine how law – the very tool they want to use to make things better – is also thoroughly implicated in all the ways things are not fair or just ... I want them to be able to think critically about law and its role in our society but also think imaginatively about how they might order things differently in their lifetimes.”

Congratulations Professor Krakoff!

NALSA Harvest Feast



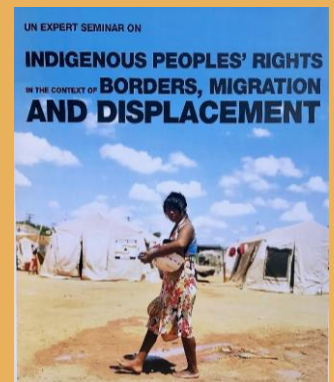
Matene Wanna offers a blessing song to Harvest Feast attendees.

On November 29, the CU Law Native American Law Student Association held its annual Harvest Feast. CU Law students, undergraduates, and Boulder community members gathered to share delicious food provided by the Association. Harvest Feast is one of the most popular events at CU Law because it provides students and faculty a chance to connect and a much-needed respite during the finals season.

Submit Comments to EMRIP

The UN Expert Mechanism on the Rights of Indigenous Peoples will carry out a study on “Indigenous Peoples’ Rights in the Context of Borders, Migration and Displacement,” which will be presented to the Human Rights Council on September 2019.

Little has been written on the topic of migration from the perspective of indigenous peoples. Your contributions will help EMRIP understand reasons for migration and the circumstances indigenous people face while migrating.



Send submissions to expertmechanism@ohchr.org no later than February 1st, 2019.

Highlights

Join Us March 15-16, 2019!

The University of Colorado Law School and Native American Rights Fund will host a kick-off Conference for their joint project “Implementing the UN Declaration on the Rights of Indigenous Peoples in the United States.” The Conference will gather community leaders, lawyers, and advocates to develop a strategy to advance the promises of the Declaration in the U.S.

Join us for high-level discussions on Federal Indian Law and the role of international human rights in advocacy efforts; including workshops on issues of tribal self-governance, land rights, climate change, business and entrepreneurship, Indian child welfare, technology, and a special feature on the UN's 2019 Year of Indigenous Languages.

IMPLEMENTING the United Nations DECLARATION on the RIGHTS of INDIGENOUS PEOPLES

March 15–16, 2019
University of Colorado Law School
Boulder, Colorado



For more information, contact AILP Fellow Edyael Casaperalta at edyael.casaperalta@colorado.edu



AILP in Action

American Indian Law Clinic protects voters in North Dakota

American Indian Law Clinic students, led by Director of the Clinic, Carla Fredericks, traveled to North Dakota to ensure the votes of tribal reservation members were counted in the Nov. 6 election.

North Dakota law requires voters to show government or tribe-issued identifications with residential addresses. Because many reservation residents use P.O. boxes to receive mail, advocates feared tribal residents would be turned away at the polls on election day.

Students volunteered as nonpartisan election observers and coordinated election volunteers from across the country.



2019 Spring Semester Course Offerings

This semester, AILP Faculty are teaching the following courses:

American Indian Law II, Prof. Wilkinson
American Indian Law Clinic, Prof. Fredericks
Business and Human Rights, Prof. Fredericks
Cultural Property, Prof. Carpenter
The Law of the Colorado River, Prof. Krakoff

Carpenter in Thailand for Expert Seminar

Undertaking its first official visit to Asia, the Expert Mechanism on the Rights of Indigenous Peoples (“EMRIP”) held an expert seminar in Chiang Mai, Thailand, November 5-6, 2018, on the theme of “Indigenous Peoples’ Rights in the Context of Borders, Migration, and Displacement.” EMRIP is a subsidiary body of the UN Human Rights Council, mandated to help realize the aims of the UN Declaration on the Rights of Indigenous Peoples around the world.



Experts gathered in Thailand to explain the causes and circumstances that indigenous people face when they migrate, for reasons of economic need, political conflict, or cultural traditions. EMRIP received testimony on indigenous peoples facing discrimination, violence, and other human rights violations in their home countries, during migrations, and in border crossings.

EMRIP will present a report on this topic to the Human Rights Council in September 2019. Professor Carpenter, a member of EMRIP, is the lead author of the report. AILP Fellow, Edyael Casaperalta, who attended the meeting in Chiang Mai, will assist in research and analysis.



The seminar was co-hosted by Chiang Mai University. EMRIP also visited the Asia Indigenous Peoples Pact and learned about issues throughout the region.

Publications & Events

Recent Publications:

Carpenter, Kristen (with Angela Riley), **Privatizing the Reservation?**, 71 Stanford Law Review (forthcoming 2019).

Collins, Richard B., **Santa Clara Pueblo v. Martinez in the Evolution of Federal Law**, U. New Mexico Tribal L. J. (forthcoming 2018).

Collins, Richard B., **To Sue and Be Sued: Capacity and Immunity of American Indian Nations**, 51 Creighton Law Review 391 (2018).

Fredericks, Carla (with Mark Meaney, Nicholas Pelosi, and Kate R. Finn), **Social Cost and Material Loss: The Dakota Access Pipeline**, University of Colorado, First Peoples Investment Engagement Program (November 2018).

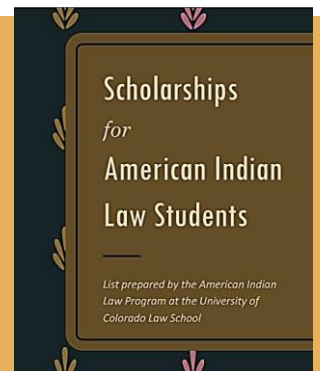
Fredericks, Carla (with Jesse D. Heibel), **Standing Rock, the Sioux Treaties, and the Limits of the Supremacy Clause**, 89 University of Colorado Law Review 477 (2018).

Fredericks, Carla (with Kathleen Finn, Erica Gajda, & Jesse Heibel), **Responsible Resource Development: A Strategic Plan to Consider Social and Cultural Impacts of Tribal Extractive Industry Development**, Harv. J.L. & Gender (October 23, 2018).

Krakoff, Sarah (with Melissa Powers and Jonathan Rosenbloom), **“Beyond Zero-Sum Environmentalism,”** ELI Press, (forthcoming 2019).

Krakoff, Sarah, **Public Lands, Conservation, and the Possibility of Justice**, 53 Harvard CR-CL L. Rev. 213 (2018).

2019-2020 External Scholarship List for American Indian Law Students, available on AILP website.



Upcoming Events:

January 30 – Jobs in American Indian Law, lunch panel hosted by AILP and CU Law Career Development Office

March 15-16 – Conference: “Implementing the UN Declaration on the Rights of Indigenous Peoples in the United States,” Colorado Law and NARF

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