Spring 2-1-2019

NASX 475.01: Tribal Sovereignty

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Native American Sovereignty
NASX 475 Syllabus

Course description: “An examination of tribal governments from a historical and political perspective. Particular attention is devoted to the issues of tribal sovereignty and tribal-state relations.” There are currently more than 560 federally recognized American Indian nations with which the United States maintains government to government relations based on a sovereign status which is both inherent (i.e. pre-dates the coming of Europeans to this hemisphere) and treaty based. This course explores the legal, cultural, historic, and political foundations of American Indian sovereignty in the U.S. in order to develop an understanding of its meaning for the 21st century.

Course Objectives: This course will provide the student with an understanding of tribal sovereignty, including the historical and modern nature of tribal government, impacts of European and American legal systems and thought, and political, economic and cultural developments. Students will also gain an understanding of the concept of sovereignty as it relates to the political, economic and social realms of American Indian societies. Students will be able to articulate these understandings in writing and orally.

Readings—Books to Purchase:


Pevar, Stephen L. The Rights of Indians and Tribes. Any edition; 3rd or 4th edition are best (Recommended)

Short Readings:


Schedule: Note: Students are expected to complete readings prior to class discussion.

**Historical:**
Week 1, January 10: What is Sovereignty?

Week 2, January 15, 17: Traditional Tribal Law  
Read Pevar, Chapter 1-4

Week 3, January 22, 24: Federal Law  
Read Pevar Chapter 5-7

Week 4, January 29, 31: Treaties  
Wilkins, *Précis 1 due Thursday*

Week 5, February 5, 7: Treaties and Removals  
*Thursday, Exam I*

**Governance and Economics**
Week 6: February 12, 14: Forced Assimilation  
Read Clark; *Précis 2 due Thursday*

Week 7, February 19, 21: Forced Assimilation

Week 8, February 26, 28: Reorganization  
Read Margold, Pevar chapter 8-12

Week 9, March 5, 7: Termination  
Read Pevar Chapters 13-15  
*Thursday: Exam II*

Week 10, March 12, 14: Relocation

Week 11, March 19, 21: Self-Determination  
Read Arnold, *Précis 3 due Tuesday*

WEEK OF March 25-29 SPRING BREAK
Social/Cultural/World
Week 12, April 2, 4: Self Determination
Complete Pevar reading

Week 13, April 9, 11: Oceania
Read Deer, *Précis 4 due Thursday*

Week 14, April 16, 18: Cultural sovereignty
Presentations 1-15

Week 15, April 23, 25
Read Kipp
Presentations 16-30
*Term Paper Due Thursday*

Exam III: Tuesday, April 30, 8-10 AM

Graded Assignments:
Prečis/Book Analysis: Each student will write 4 prćis (500 word maximum): on
Wilkins, Clark, Arnold, and Deer. This consists of a summary and analysis of the book.
Must be typed or computer generated, double spaced. Lowest score above “F” discarded,
but you must complete all four. 3 points deducted for late paper.
Exams consist of both essay questions and short answer questions. Study questions and
lists of terms will be distributed before examinations

Term Paper: Select a contemporary issue relating to American Indian sovereignty,
conduct research, and write a 7-10 page (1750-2500 word) paper on the topic. Develop a
thesis and support it. Each student will make a brief oral presentation of his/her research.
Use a minimum of 5 sources. ALL Internet sources must be approved by the instructor.

Points

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All students must practice academic honesty. Academic misconduct is subject to an
academic penalty by the course instructor and/or a disciplinary sanction by the
University. All students must be familiar with the University of Montana Student
Conduct Code: http://www.umt.edu/vpsa/policies/student_conduct.php

This course is accessible to and usable by otherwise qualified students with disabilities.
To request reasonable program modifications, please consult with the instructor.
Disability Services for Students will assist the instructor and student in the modification process. For more information, visit the Disability Services website at www.umt.edu/disability

UM has a Cultural and Ceremonial Leave Policy: “Cultural or ceremonial leave allows excused absences for cultural, religious, and ceremonial purposes to meet the student’s customs and traditions or to participate in related activities. To receive an authorized absence for a cultural, religious or ceremonial event the student or their advisor (proxy) must submit a formal written request to the instructor. This must include a brief description (with inclusive dates) of the cultural event or ceremony and the importance of the student’s attendance or participation. Authorization for the absence is subject to approval by the instructor. Appeals may be made to the Chair, Dean or Provost. The excused absence or leave may not exceed five academic calendar days (not including weekends or holidays). Students remain responsible for completion or make-up of assignments as defined in the syllabus, at the discretion of the instructor.”
http://catalog.umt.edu/academics/policies-procedures/