

# UDALL CENTER UPDATE

Notices from the Udall Center for Studies in Public Policy at The University of Arizona • Number 3 • July 1998

## HHS SECRETARY SHALALA TO ADDRESS NATIVE AMERICAN HEALTH AND WELFARE POLICY CONFERENCE

Health and Human Services (HHS) Secretary Donna Shalala will address a conference on Native American health and welfare policy, organized by the Morris K. Udall Foundation, the Henry J. Kaiser Family Foundation, and the Udall Center, to be held October 22-24 in Tucson, AZ.

The conference, *Health and Welfare Policy in an Age of New Federalism: Opportunities and Challenges for Native Americans*, aims to raise public awareness about critical issues for the Native American community. More specifically, the organizers hope to build and strengthen relationships between

tribal, state, and federal governments for health and welfare programs, to identify mechanisms for collaboration; and to develop a practical research agenda for Native American health and welfare.

The three sponsoring organizations welcome and encourage participation from tribal, local, state, and federal-level policymakers; health and welfare professionals; educators; researchers; consultants; NGOs; foundation representatives; and members of the media.

For more information, contact Valerie Adair, <vadair@u.arizona.edu> at the Center.



## Center Facilitates Public-Input Process for Upper San Pedro River Basin Initiative

The Udall Center is facilitating a public-comment process related to the technical report, *Sustaining and Enhancing Riparian Migratory Bird Habitat on the Upper San Pedro River*, recently released by the trinational Commission for Environmental Cooperation (CEC). The 141-page document outlines physical and biological conditions needed to maintain the delicate ecology of this watershed, which straddles the U.S.-Mexico border. Available for public review since June 15, the report concludes that further demands on the aquifer will substantially threaten the area.

To promote public participation related to this issue, the Center will organize for the CEC a series of workshops and will receive comments through August 14, 1998. From these sources, the Center will compile a summary digest for use in a CEC final report. The digest will be available to the public in the fall of 1998.

For more information or to comment on the report, contact Ann Moote or Luke Evans at <sanpedro@u.arizona.edu>, or visit the Center's Web site.





---

## Opening of U.S. Institute for Environmental Conflict Resolution

---

The U.S. Institute for Environmental Conflict Resolution opens in October 1998. The Institute, a division of the federal Morris K. Udall Foundation, was created from a bill written by U.S. Senator John McCain and recently signed into law by President Clinton.

"The passage of this bill was the result of a legislative team effort by Senator John McCain; Congressmen Jim Kolbe and Ed Pastor of Arizona; the White House; Congressman Don Young of Alaska, Chairman of the Committee on Resources; and their staffs," said Terry Bracy, Chair of the Udall Foundation Board of Trustees. "It's really a wonderful thing," Bracy said, "and it's all being done under the banner of Mo Udall."

The new law authorizes and encourages federal agencies to employ the Institute to assist in alternative conflict resolution in matters involving environmental, natural-resources, and land-related disputes. The Institute aims to reduce the need for expensive litigation and to resolve environmental conflicts.

By passing the law, Congress affirmed the need for the Institute's conflict-resolution ser-

vices. Environmental controversies have escalated over the past decade, particularly over natural-resources policy, public-lands management, and regulation of private property. Some 500 environmental lawsuits are filed each year in federal courts, and an increasing number of cases are being filed in state courts as the body of state environmental law grows.

"The Institute is a win-win for taxpayers and those involved in environmental disputes. By resolving contentious environmental issues between parties out of the courtrooms, we'll be saving taxpayer dollars and avoiding drawn-out legal battles that do not serve the public interest," said Sen. McCain, who will speak at the Institute's October inauguration.

Kirk Emerson, currently the coordinator of the Udall Center's program in environmental conflict resolution, will become the director of the new Institute.

For more information, contact Kirk Emerson <[emersonk@u.arizona.edu](mailto:emersonk@u.arizona.edu)> at the Center.



---

### Lillian S. Fisher Prize Awarded

---

The Udall Center is pleased to announce that Bradley Vynalek, a third-year UA law student from Tucson, is the 1998 recipient of the second annual Lillian S. Fisher Prize in Environmental Law and Public Policy. Vynalek received a \$1,000 stipend for his article, "The Homebuilder and Environmentalist Debacle: A Collision Course to Alternative Dispute Resolution." The article analyzes a bill currently pending in Congress involving a more streamlined process of the Fifth Amendment takings law.

The Lillian S. Fisher Prize is offered annually by the Udall Center to a student at the UA College of Law for an essay addressing an environmental-law or public-policy issue. The competition is judged each spring by a panel of UA faculty members.

## "Conflict on the Culebra!" Simulation to Premiere at Arizona Hydrology Conference

"Conflict on the Culebra!," a new role-playing simulation game created by Udall Center staff and an advisory team from the UA and local community, will debut at the Arizona Hydrological Society (AHS) Conference, September 24-25 at the Holiday Inn in downtown Tucson.

The exercise addresses conflicts over competing demands for groundwater and surface water in a fictional, but representative, southwestern watershed. With a set of infrastructure and background sketches, participants in the game will assume the roles of stakeholders in the Culebra River basin. The players will interact in a facilitated discussion to try to develop consensus for use of the region's water resources. The purpose of the simulation is to allow participants and observers to view a southwestern water-resources conflict, to learn about the different positions and interests that people hold, and to become familiar with a process through which mediated agreements can be reached.

Contact Rick Yarde <[ryarde@u.arizona.edu](mailto:ryarde@u.arizona.edu)> at the Center for more information.



News article helps create simulated dispute for "Conflict on the Culebra!"

## CLIMATE CHANGE REPORT AVAILABLE

The Udall Center has just published *Climate Change in the Southwest: Impacts, Information Needs, and Issues for Policymaking*, the report from the Southwest Regional Climate Change Symposium and Workshop. Held in Tucson on September 3-5, 1997, this event attracted nearly 400 persons—stakeholders from governmental agencies, educational institutions, nongovernmental organizations, and the private sector. It aimed to promote awareness of both short-

and long-term climate-change issues specific to the Southwest. The report is a summary of issues, findings, and recommendations that resulted from this meeting. Key chapters chronicle social and economic contexts for conditions in the Southwest, discuss past and current climatic conditions, and review future climate scenarios. The report can be accessed electronically through the Udall Center Web site or obtained hard-copy upon request. There is no charge for the publication in its first printing.

## Call for Contributions to Morris K. Udall Papers

Attorney John P. Frank of Phoenix, who argued the landmark Miranda case before the U.S. Supreme Court in 1966, recently donated dossiers including correspondence between Morris K. Udall and Frank to the Udall Center. The dossiers comprise Udall's congressional newsletters and notes for Udall's classic legal text, *Arizona Law of Evidence*, first published in 1960. The documents will become part of the Morris K. Udall Papers housed in Special Collections at the UA Library.

The Morris K. Udall Papers contain professional documents that detail the legislator's career in Congress and his presidential run in 1976, as well as personal material from his childhood and early career. The Udall Center—established in 1987 in honor of the Udall family—asks that anyone with suitable material regarding Morris K. Udall, Stewart L. Udall, Judge Levi S. Udall, or other public servants in the family contact the Center.

For more information related to the Udall family, visit these Web sites:

### The Morris K. Udall Foundation:

<<http://www.act.org/udall/>>

### The Udall Collection at The University of Arizona Library Special Collections:

<<http://dizzy.library.arizona.edu/branches/spc/udall/homepage.html>>

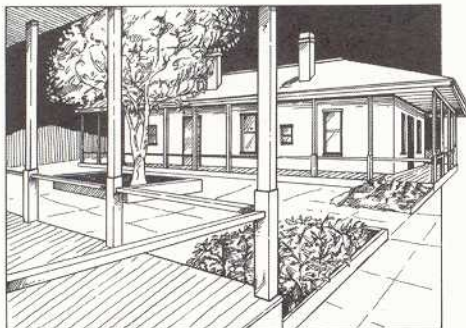
## Interviews Documenting Mo Udall's Career

Julie Ferdon, a Tucson attorney and member of the Udall Center's National Advisory Board, is conducting a series of oral-history interviews regarding Morris Udall's work and career. Among those scheduled for interviews are Udall's lifelong friend, Tom Chandler; former Arizona Congressman James McNulty; and former Presidents Gerald Ford and George Bush.

Ferdon expects to complete the taped interviews this fall. They will be housed in the Udall Collection of the UA Library's Special Collections.

### In the next Update . . .

- \* Profile of Stephen Cornell, Udall Center's New Director
- \* Details on the Upcoming Native American Health & Welfare Conference
- \* 1998-99 Udall Center Fellows



*Udall Center Update* is published by the Udall Center for Studies in Public Policy at The University of Arizona, 803/811 E. First St., Tucson, AZ 85719.  
Phone: (520) 621-7189  
FAX: (520) 621-9234  
Email: [udallctr@u.arizona.edu](mailto:udallctr@u.arizona.edu)  
Web site: [udallcenter.arizona.edu](http://udallcenter.arizona.edu)

*Kathleen Veslany*, Editor  
*Kimi Eisele*, Design & Layout

*Stephen Cornell*, Director  
*Robert Varady*, Deputy Director

*Valerie Adair*, Conference Coordinator  
*Kirk Emerson*, Coordinator, Environmental Conflict Resolution Program  
*Robert Merideth*, Coordinator, Global Change and U.S.-Mexico Border Programs, & Information Resources  
*Ann Mootte*, Senior Research Specialist  
*Joan Seidel*, Administrative Associate  
*Rachel Yaseen*, Library Specialist