



OFFICE OF GENERAL COUNSEL

U.S. SMALL BUSINESS ADMINISTRATION
WASHINGTON, D.C. 20416

May 20, 2025

NOTE TO: THE CHIEF OF STAFF
WESLEY COOPERSMITH

SUBJECT: Application of DEI Executive Order to American Indians and Alaska Natives

The Native American Contractors Association (NACA) has previously requested clarification on whether the Executive Order titled "Ending Radical and Wasteful Government DEI Programs and Preferencing" applies to NACA programs that serve American Indians and Alaska Natives (AI/ANs). I intend to clarify our position through this note.

Please accept this note as confirmation of our position: the Executive Order, by its plain terms, does not apply to programs or activities of the Small Business Administration that affect or serve AI/ANs. Further, it would be unreasoned to read it as applying to AI/ANs given that Tribes are separate sovereigns.

If you have any further questions, please do not hesitate to contact this office.



Wendell Davis,
General Counsel

EXPIRES: