

# National Association of Tribal Historic Preservation Officers

*Hosted by*



August 7<sup>th</sup> - 11<sup>th</sup>, 2017  
Pala Casino Spa Resort  
Pala California



[www.nathpo.org](http://www.nathpo.org)

# National Association of Tribal Historic Preservation Officers



The word Cupeño is of Spanish derivation, adopting the native place-name Kupa and appending Spanish — “eño” to mean a person who lives in or hails from Kupa. The Cupeños, however, called themselves Kuupangaxwicheh, or “people who slept here.” The Cupans were one of the smallest native American tribes in Southern California. It is unlikely that they ever numbered more than 1,000 in size. They once occupied a territory 10 square miles in diameter in a mountainous region at the headwaters of the San Luis Rey River in the valley of San Jose de Valle. Many of the Pala Indians trace their heritage back to Cupa. Today, more than 90 years after having been expelled from their native homeland, the Cupeños call Pala home and live as one among the Luiseño tribe.

Source: Pala Band of Mission Indians



## Agenda at a Glance



NATIONAL ASSOCIATION OF TRIBAL HISTORIC PRESERVATION OFFICERS  
P.O. Box 19189 • Washington, D.C. 20036-9189 • Phone: (202) 628-8476 • Fax: (202) 628-2241 • www.nathpo.org

19<sup>TH</sup> NATIONAL TRIBAL PRESERVATION CONFERENCE AGENDA-AT-A-GLANCE, AS OF AUG. 3, 2017 (SUBJECT TO CHANGE)

	MONDAY (8/7/17)	TUESDAY (8/8/17)	WEDNESDAY (8/9/17)	THURSDAY (8/10/17)	FRIDAY (8/11/17)
	Pre-Conference Workshops are Optional. Separate Registration and Fee	Conference at <b>Pala Casino Spa Resort</b> . Register 8am-12noon	Conference at <b>Pala Casino Spa Resort</b> . Register 8:00-12noon	FCC-NATHPO Meeting at <b>Pala Casino Spa Resort</b>	NATHPO-FCC Meeting at <b>Pala Casino Spa Resort</b>
<b>MORNING</b>	Registration open at 7am in <b>Pala Casino Spa Resort</b>	Starts at 8:30am:	Starts at 8:30am:	Starts at 8:30am:	Starts at 8:30am:
<b>INCLUDES BREAK</b>	Pre-Conference Workshops: <b>1. THPO Toolkit (\$)</b> <b>2. NAGPRA (\$)</b>  <b>Field Trip (\$) leaves at 8am</b>	Opening Remarks • Hosts & NATHPO • Special Guests • Participant Introductions • FPISC and Tribal Consultation	• Program Comment on Broadband on Federal Lands • FERC Update • ACHP • Protecting Sacred Lands	FCC-NATHPO Meeting on Cultural Resources	FCC-NATHPO Meeting on Cultural Resources  Concludes 11:00am
<b>LUNCH</b>		<b>Lunch (provided)</b> Speaker: California Condor	<b>Lunch (provided)</b> Speaker: Calif. Indian Basketweavers' Assoc.	Lunch (on your own)	Lunch (on your own)
<b>AFTERNOON</b>	Pre-Conference Workshops continued from morning and one new workshop:  <b>3. Emergency Prep (\$)</b>	General Sessions: • Kumeyaay Tribes NAGPRA case • Miami Journals Repatriation Story • Museum Paradigm in a Tribal Community • GAO – Looting and Trafficking Audit • Interior Department – International Affairs update	General Sessions: • TCPs Legal Tool • GAO – Federal Agencies' Tribal Consultation Audit • Cultural Resource Fund Update • NPS Updates & Announcements, including Nat'l NAGPRA Program	FCC-NATHPO Meeting on Cultural Resources	
<b>EVENING</b>	<b>Opening Reception at Pala Casino Spa Resort</b>	<b>NATHPO Bus. Dinner</b> 6-8:00pm (members only)	<b>Culture Night</b> (dinner provided)		

## Welcome to the Conference

August 7, 2017

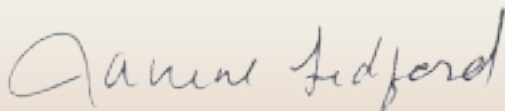
To Conference Participants and Honored Guests –

Welcome to the 19th Annual National Tribal Preservation Conference, convened by the National Association of Tribal Historic Preservation Officers and hosted by the Pala Band of Mission Indians. We extend our sincere appreciation to the Pala Tribe, Chairman Robert Smith, and tribal staff and the Pala Casino Spa Resort staff for their hospitality and support. The Tribe's overall efforts to provide local jobs – as well as preserve their culture and honor their past – are an encouraging model for all of Indian country.

We look forward to learning more about tribal work in this region, including challenges and success stories in the areas of cultural and natural resource management. It is encouraging to see so many returning THPOs this year and we all look forward to meeting the new THPOs. It is also good to see our Federal partners in attendance. We look forward to the sharing of information and spirited discussions on a variety of topics.

We say it every year and it continues to be true – we hope that you get a chance to interact with your friends and colleagues from earlier meetings, as well as build new working relationships and make new friends. One of the main purposes of the conference is to bring people together to share information, to provide a national showcase of tribal preservation accomplishments, and to celebrate your dedication to preserving American Indian, Alaska Native, and Native Hawaiian cultures.

Thank you for your interest and support of NATHPO over the years and welcome to southern California.



Janine Ledford, Makah Tribe of Washington THPO,  
and NATHPO General Chairman



Boys and Girls Portrait at the  
Pala Day School



## **PALA BAND OF MISSION INDIANS**

PMB 50, 35008 Pala Temecula Road  
Pala, CA 92059  
Phone 760-891-3500 | Fax 760-742-1411

FROM ROBERT SMITH, CHAIRMAN OF THE PALA BAND OF MISSION INDIANS



Miyaxwa (hello)!

On behalf of the Pala Band of Mission Indians, welcome to the 19<sup>th</sup> National Tribal Preservation Conference. We are proud to be the hosts for this year's meeting of National Association of Tribal Historic Preservation Officers members, their colleagues, and the many agency representatives who will be here this week.

The work that is done by THPOs and all those who work to protect, preserve, and enhance Tribal culture is of tremendous importance to all Indian Country. Together, Tribes have the power to stand together against the destruction of our traditional and sacred places and ways of knowing. This conference provides an opportunity for us all to learn from each other and find new and better ways to carry forward with the vital work of cultural preservation. I hope that the networking, presentations, and meetings that take place during the week will help strengthen partnerships, create new alliances, and provide useful information to carry us all forward as stewards of our respective cultures, and allies for all of Indian Country.

I also hope and expect that you will take advantage of all the amenities that the Pala Casino, Spa & Resort has to offer! We are happy you are here. Welcome again to Pala, and best wishes for a productive and informative conference.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Smith". The signature is fluid and cursive.

Robert Smith, Chairman

## About NATHPO

National  
Association of  
Tribal Historic  
Preservation  
Officers

**Founded in 1998**, the Association is a national non-profit membership organization of Tribal government officials who implement federal and tribal preservation laws. NATHPO's overarching purpose is to support the preservation, maintenance and revitalization of the culture and traditions of Native peoples of the United States. This is accomplished most importantly through the support of Tribal Historic Preservation Programs as acknowledged by the National Park Service.

Tribal Historic Preservation Officers (THPOs) have the responsibilities of State Historic Preservation Officers on tribal lands and advise and work with federal agencies on the management of tribal historic properties. THPOs also preserve and rejuvenate the unique cultural traditions and practices of their tribal communities.

NATHPO activities include monitoring the U.S. Congress, Administration, and state activities on issues that affect all Tribes and monitoring the effectiveness of federally mandated compliance reviews and identification, evaluation, and management of tribal historic properties. NATHPO also offers training and technical assistance on federal historic preservation laws.

Principles and Purposes of NATHPO (NATHPO is guided by three main principles)

- **Tribal Sovereignty** – the inherent right of Indian Nations to self-government
- **Confidentiality** – recognition of the need to respect the confidentiality of information regarding Native cultural and ceremonial practices and places of religious or cultural significance.
- **No boundaries** – NATHPO recognizes that the cultural and heritage preservation interests of Indian Nations and their peoples often extend far beyond the boundaries of present-day reservations -- often crossing state and national boundaries -- and stands ready to assist in activities relating to transboundary cultural and environmental issues.



*Pala Basketweavers*

## 19<sup>TH</sup> NATIONAL TRIBAL PRESERVATION CONFERENCE

August 7-11, 2017

Pala Casino Spa Resort in Pala, California

as of August 1, 2017

### Sunday, August 6, 2017

Travel day. Hotel check-in starts at 4:00pm

**1pm to 5pm** Registration open for workshops, conference, consultation rooms, and FCC meeting.  
Location: **Hotel Lobby**

**Evening** (on your own)

### Monday, August 7, 2017

**7am to 6pm** Registration open for workshops, conference, consultation rooms, and FCC meeting.  
Location: **Hotel Lobby**

NATHPO is offering exciting new educational opportunities and a local field trip for THPOs, tribal staff, and others.

#### THREE PRE-CONFERENCE WORKSHOPS

1. **“THPO Toolkit Training”** led by Dr. Thomas Gates for NATHPO using the THPO Toolkit that was developed by NATHPO with partial funding provided by the NPS.

Cost: \$50 | Time: 9am to 4pm | Location: Sycamore Room 6-7

*This educational session will focus on pertinent issues faced by THPOs and their staff and is geared for new THPOs and those seeking basic training. Topics include, but are not limited to: the THPO-Federal Preservation Program Relationship; Strategic Planning to Scope and Focus THPO Programs; Survey, Inventory, and National Register Programs; Section 106 Dynamics; Advising and Cooperating with other Governments; THPOs as Sovereignty Advocates; and more.*

2. **“NAGPRA and Repatriation – History, Current Practices, and Anticipated Developments”** training workshop, led by Dr. Timothy McKeown.

Cost: \$50 | Time: 9am to 4pm | Location: Sycamore Room 8-9

*This intensive one-day workshop will cover the basics of the Native American Graves Protection and Repatriation Act (NAGPRA) and the repatriation requirements of the National Museum of the American Indian Act. In the afternoon session, current practices and future issues will be discussed.*

## *Monday, August 7, 2017 continued*

3. **“Important New NATHPO Report: Emergency Preparedness in Indian Country and Tribal Preservation Planning Needs”** led by Katherine D. Brodie, Consultant to NATHPO (Special Counsel, Duane Morris LLP).

Cost: \$50 | Time: 1:30pm to 5pm | **Location:** Sycamore Room 4-5

*This workshop will review the helpful recommendations for Tribes and THPOs contained in the new NATHPO report regarding how to more fully incorporate natural and cultural resource protection into Hazard Mitigation Plans and other emergency plans in order to preserve tribal cultural resources. Who will benefit from this workshop?*

- Current and future THPOs who are actively working or seek to more fully participate in cultural resource preservation in times of emergency
- Tribal leaders will gain an increased understanding of the potential for THPOs to strengthen cultural resource preservation in times of emergency and available resources to support them in this role
- Organizations dedicated to supporting THPOs and Indian tribes to better equip them to prioritize challenges

## **PRE-CONFERENCE FIELD TRIP**

**“Palomar Mountain State Park & Medicine Rock”** **SOLD OUT**. Any openings filled on-site.

Cost: \$50 | Time: 8:00am to 1pm | Meet in hotel lobby (in valet parking area).

*Participants will travel by bus to Palomar Mountain State Park where there will be a guided hike on trails through traditional Luiseno cultural areas. Following the hike, the bus will return to Pala where there will be a box lunch (included), followed by a short (15 minute one way) hike to Medicine Rock. Transportation, entrance fee, and lunch included. Must register to take this walking field trip.*

**6 to 8pm**                      **Opening Reception** | **Location:** Outside – enter via Sycamore 11 (weather permitting)

## Tuesday, August 8, 2017

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**8am-12noon**                      Registration open for conference, consultation rooms, and FCC meeting.  
Location: Event Center

**8am-5pm**                      Private Consultation Rooms for Federal Agencies and Tribal Representatives  
Note: See sign-up sheets at NATHPO Registration Table for more information.

**8:30 to 10:15am**                      **Welcome and Opening Remarks** | **Location:** Event Center, Pala Casino Resort  
Welcome to the Community  
Remarks from Special Guests

- Julianne Polanco, California State Historic Preservation Officer
- Cynthia Gomez, Tribal Advisor to Governor Edmund G. Brown, Jr., and Executive Secretary, Native American Heritage Commission

NATHPO Introductions  
Attendee Introductions

**10:15 to 10:30am**                      **Break**

# National Association of Tribal Historic Preservation Officers

*Tuesday, August 8, 2017, continued*

**10:30 to 11:00am NATHPO Updates**

D. Bambi Kraus (Tlingit) will provide an update on the following topics:

- o Update on current legislation related to historic preservation, including FY2018 federal appropriations
- o Update on Federal Communications Commission efforts to reform infrastructure deployment
- o Outreach and work with Federal agencies

**11:00 to 11:45am Tribal Consultation for Federal Infrastructure Projects**

*Representatives from the ACHP and the FPISC will offer background information and updates to assist Indian tribes participate in the review process for federal projects. This session will focus on recent federal reports on tribal input in federal infrastructure decisions; infrastructure updates from Title 41 of the Fixing America's Surface Transportation Act (FAST-41); how FAST-41 ties into the Administration's infrastructure priorities; and Section 106 and tribal consultation for infrastructure projects.*

- Reid Nelson, Director, Office of Federal Agency Programs, Advisory Council on Historic Preservation
- Janet Pfleeger, Acting Executive Director, Federal Permitting Improvement Steering Council
- Valerie Hauser, Director, ACHP Office of Native American Affairs

**Lunch Break**                      **Lunch** (provided)

**11:45am to 12:45pm Bringing Back the California Condor – a Tribe-Park Collaboration**

*Rachel will provide information about California condors and the program to restore them at Pinnacles National Park in central California. She will also discuss how condors use National Parks across the western United States as they slowly expand their range. Tiana will provide a cultural and historical narrative of California condor's relationship with the Yurok Tribe in northern California, as well as the steps being taken to bring the condor home.*

- Rachel Wolstenholme, Condor Program Manager, Pinnacles National Park
- Tiana Williams-Claussen, Wildlife Biologist, Yurok Tribe





*Tuesday, August 8, 2017, continued*

**1:00 to 2:00pm      Victory for the Kumeyaay Tribes**

*The Ninth Circuit Court of Appeals issued a decision in the White et.al. v. University of California et.al. Kumeyaay Cultural Repatriation Committee (KCRC) upholding the lower court's dismissal of plaintiffs' case. At the center of the litigation are two Native American human remains, estimated to be 9,000 years old, discovered in 1976 on the campus of the University of California San Diego (UCSD.) KCRC was formed by the Kumeyaay Tribes of San Diego California in 1997 to protect tribal cultural resources and to ensure proper repatriation of tribal remains. Pursuant to the Native American Grave Protection and Repatriation Act (NAGPRA), KCRC sought repatriation of the remains from the UCSD, to no avail. Through a lengthy and often bitter battle with the UC, they ultimately determined that the remains could not be "culturally affiliated" to the Kumeyaay, a determination that is necessary before repatriation is required under NAGPRA.*

*In 2010 the National Park Service, the federal agency charged with implementing the NAGPRA, issued long awaited regulations directing federal agencies and certain institutions in possession of Native American remains that were "culturally unaffiliated" to repatriated them to the tribe from whose aboriginal lands the remains were found. It was undisputed that the area where the two Native American remains were discovered is part of the Kumeyaay's aboriginal lands. Under the new regulations, UCSD agreed that the remains should be repatriated to KCRC and proceeded with the final administrative actions to necessary to complete the transfer. On the eve of the expiration of the public notice announcing the repatriation to KCRC, three UC professors: Timothy White from UC Berkley, Margaret Schoeinger from UCSD and Robert Bettinger, from UC Davis, successfully filed a restraining order to stop the transfer. The plaintiffs' action was initially filed against the UC and its officials but KCRC was later joined as a defendant. The UC and KCRC were successful in getting the case dismissed and the plaintiffs (professors) appealed the dismissal to the Ninth Circuit. The Circuit Court upheld the lower court' dismissal and the remains were repatriated to KCRC.*

- Dorothy Alther, Executive Director, California Indian Legal Services

**2:00pm to 2:30pm      A Repatriation Story: The Return of the Miami National Council Journals**

*On March 1, 2017 the City of Tulsa, Oklahoma returned to the Miami Tribe of Oklahoma two historic journals, containing handwritten council records of the Miami Nation for 1862-1910. The Tribe had sought repatriation of the council books as items of cultural patrimony, as defined in the NAGPRA, even though this law has seldom been used to repatriate written records. This presentation will tell the story of the three year effort to regain the Tribe's historic records.*

- Diane Hunter, THPO, Miami Tribe

**2:30pm to 3:00pm      Deconstructing Museum Paradigm in a Tribal Community**

*Established museum policies and stipulations have been presented as an acceptable route of planning for the traditional and cultural aspects in tribal communities. While it can be beneficial, we find that non-tribal foundations come pre-conceived in what constitutes collections, exhibits, programming, tourism, etc. This presentation provides insight into how the Salt River Huhugam Ki Museum is managing, testing, and developing methods that prioritize tribal principles within collections management, cultural input, and tribal member recruitment for our growing facility.*

- Gary Owens, Museum Director, Salt River Pima-Maricopa Indian Community, Huhugam Ki Museum

**3:00pm to 3:15pm      Break**

*Tuesday, August 8, 2017, continued*

**3:15 to 4:15pm      GAO Audit of Looting and Trafficking of Native American Cultural Items**

*Representatives from the U.S. Government Accountability Office (GAO) will provide information on their ongoing audit of federal agencies' efforts to prevent and investigate instances of looting and trafficking of Native American cultural items, and federal efforts to repatriate such items held in foreign collections or repositories. The goals of the session are to inform participants of GAO's audit (including the audit's objectives, scope, and methodology), answer any questions, and engage in dialogue to gain participants' perspectives. GAO representatives will be available to conduct individual or small group meetings with interested participants in a separate break-out room.*

- Jeff Malcolm, GAO, Assistant Director (Washington, DC)
- Casey L. Brown, GAO, Assistant Director (Denver, CO)
- Jamie Meuwissen, GAO, Senior Analyst (Washington, DC)

**4:15 to 5:00pm      International Affairs at the Department of the Interior**

*The U.S. Department of the Interior's Office of International Affairs will provide an update on DOI's work to support Tribes seeking to repatriate cultural items offered in foreign auctions and held in foreign museums, including Ancestors, funerary items, sacred objects, and objects of cultural patrimony. The presentation will include a summary of federal government-to-government consultations with Tribes held in 2016, and recent activities of DOI's working group on international repatriation. There will be time for audience questions and comments.*

- Brooke Hobbie, International Policy Advisor, DOI Office of International Affairs (Washington, DC)

**Dinner                      Dinner on your own (except for NATHPO members)**

NATHPO Business Dinner for NATHPO members only

Time: 6-8pm

Location: The Wine Cave



*Pala Women Dancers  
at Fiesta*

Wednesday, August 9, 2017

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**8am-12noon**      **Registration open for conference, consultation rooms, and FCC meeting.**  
**Location:** Event Center

**8am-5pm**      **Private Consultation Rooms for Federal Agencies and Tribal Representatives**  
Note: See sign-up sheets at NATHPO Registration Table for more information.

**8:30 to 9:30am**      **Program Comment for Telecommunications Projects on Federal Land  
Federal Broadband Permitting Work Stream, Department of Homeland Security**

*This panel will discuss the recently issued Program Comment for Telecommunications Projects on Federal Land. Developed in accordance with Section 800.14(d) of the ACHP's regulations, the Comment establishes best practices for a set of common telecommunications infrastructure activities that would typically not result in adverse effects on historical properties. Examples include: collocation on existing wireless towers, burying telecommunications cable in existing road rights-of-way, and installing aerial telecommunications cable. The Comment was developed by the Bureau of Land Management, Bureau of Indian Affairs, and the National Park Service (all Department of Interior); the U.S. Forest Service and Rural Utility Service (U.S. Department of Agriculture), and the Department of Homeland Security (DHS). A break-out room is available for individual Federal Agency-Tribe/s meetings for more in-depth discussion.*

- Darrell Smith, Office of Emergency Communications, DHS, Program Lead
- Jennifer Hass, Federal Preservation Officer (FPO), DHS
- Ranel Capron, FPO, Interior Department, Bureau of Land Management
- Jill Springer, FPO, Federal Communications Commission
- Reid Nelson, Director, Office of Federal Programs, ACHP

**9:30 to 9:45am**      **Update: FERC 2017 Guidelines for Reporting on Cultural Resources Investigations for  
Natural Gas Projects**

*A representative from the Federal Energy Regulatory Commission (FERC) will summarize comments received in preparing the Final Guidelines (to be issued in July 2017) and briefly discuss a potential Tribal Outreach and Consultation for Natural Gas Projects Brochure and tribal interest in participating in its development. A break-out room is available for individual FERC-Tribe/s meetings for more in-depth discussion.*

- Eric Howard, Archaeologist and Tribal Coordinator, FERC (Washington, DC)

**9:45 to 10:30am**      **Tribal Issues in the New Administration: An ACHP Perspective**

*Join a discussion with Advisory Council on Historic Preservation (ACHP) leadership and staff on the future of tribal historic preservation in anticipation of large-scale federal infrastructure initiatives. Topics include a brief summary of recent ACHP reports on tribal consultation and possible changes coming to the preservation field in terms of streamlining reviews. This is your opportunity to share your concerns as well as success stories in working with federal agencies, the ACHP, and industry.*

- ACHP Chairman Milford Wayne Donaldson
- Chairman Reno Keoni Franklin (Kashia Pomo), ACHP Council Member
- NATHPO, new ACHP Council Member
- John Fowler, ACHP Executive Director

*Wednesday, August 9, 2017, continued*

**10:30 to 10:45am Break**

**10:45 to 11:45am Protecting Sacred Lands: A Toolbox of Options**

*Last November, the Pala Band of Mission Indians ended a decades-long dispute over a proposed 300-acre landfill that would have desecrated important sites including Chokla (Gregory Mountain) and Medicine Rock, and threatened the sacred San Luis Rey River and its watershed. Dr. Gaughen and Mr. Nagami will discuss the variety of strategies and tactics that Pala and a broad coalition of tribes, environmental groups, local elected officials, and residents used to defeat the landfill project. Mr. Nagami will also provide an update on the fight to protect 27 national monuments across the country including Bears Ears in Utah; describe how NRDC partnered with tribes to create Bears Ears National Monument and how tribal voices are engaging in the fight to keep it; and lead a discussion to explore how NRDC and tribes might work together to incorporating traditional ecological knowledge into the management of other public lands.*

- Shasta Gaughen, Environmental Director and THPO, Pala Band of Mission Indians
- Damon Nagami, Senior Attorney, Natural Resources Defense Council

**Lunch Break**

**Lunch provided**

**11:45am to 1pm**

**California Indian Basketweavers' Association: Past, Present, and Future**

*For over a quarter of a century, the California Indian Basketweavers' Association (CIBA) has worked not only to increase the number of active California Indian basket weavers but to also increase awareness of California basketry and Native California cultural traditions among both Native and non-Native audiences. CIBA was created out of a deep concern shared by a small group of weavers who feared that traditional basketry knowledge was rapidly disappearing and that soon living "master weavers" would cease to exist. Today CIBA has grown its membership to nearly 1,000 Native American weavers and their supporters. CIBA works across the state of California to provide their members with access to programs and activities that build a connected and empowered community of California Indian Basketweavers. CIBA is widely recognized for its work with local, state and federal agencies to increase basketweavers access to gathering sites, to reintroduce traditional resources and to limit the use of harmful pesticides. These efforts directly support CIBA's Vision Statement to preserve, promote and perpetuate California Indian basketry traditions. Current CIBA Chairwoman, Carrie Garcia will present on the history of the organization, its current major programs and events including the Annual Basketweavers' Gathering, Tending the Wild: The Workshop, The K.N.O.T, and its #AWLYEAH youth initiative.*

- Carrie Garcia (Luiseno/Cahuilla), Chairwoman, California Indian Basketweavers' Association

**1:00 to 2:00pm**

**Using TCP Recognition to Enhance Legal Advocacy and Litigation Strategy**

*This session will discuss how official recognition of traditional cultural properties (TCPs) in the National Register of Historic Places can enhance the ability of Native communities to protect historic, cultural, and spiritual resources. Using case studies and case precedent trends, attorneys from the National Trust for Historic Preservation will explore how Indian tribes are helping TCPs gain traction in courts and before federal agencies as an important legal tool.*

- William J. Cook, Associate General Counsel, Washington, DC
- Brian Turner, Senior Field Officer & Public Lands Attorney, San Francisco

## *Wednesday, August 9, 2017, continued*

### **2:00 to 3:00pm      GAO Audit of Federal Agencies' Tribal Consultation Practices**

*Representatives from the U.S. Government Accountability Office (GAO), the investigative arm of the U.S. Congress, will provide information on GAO's ongoing audit of tribal consultation practices of federal agencies with a role in infrastructure—including the audit's objectives, scope, and methodology. The session will include a 20-minute presentation and 40-minute discussion period. The goals of the session are to inform participants of GAO's audit, answer any questions, and engage in dialogue to gain participants' perspectives. GAO representatives will be available to conduct individual or small group meetings with interested participants in a separate break-out room.*

- Swati Thomas, GAO, Senior Analyst (Washington, DC)
- Kelsey Kennedy, GAO, Analyst (Washington, DC)
- Vincent Whalen, GAO, Analyst Student Intern (Washington, DC)

### **3:00 to 3:15pm      Break**

### **3:15 to 4:15pm      Cultural Resources Fund (CRF) Update**

In 2014 seven Class 1 freight rail companies and the FCC established a \$10 million fund to address issues relating to the installation of a positive train control system in 41 states. The FCC identified a pool of 278 Tribes and SHPOs as potential applicants for cultural and historic preservation grants. The MICA Group administers the fund. Advisory Board members will provide an update on the grants in the first 2 Phases and Phase 3 activities.

- Katherine "Kak" Slick, former New Mexico SHPO

### **4:15 to 5:00pm      National Park Service Updates & Announcement**

*Staff from the State, Tribal, Local Plans and Grants Division based in Washington, DC, will provide updates on current issues related to the Historic Preservation Fund grant programs. A break-out room is available for individual NPS-Tribe meetings.*

- Megan Brown, Chief
- Ginger Carter, Manager, THPO HPF Grant Program
- Madeline Konz, Manager, Heritage Preservation Grant Program

*The Tribal Relations and American Cultures division will provide an update.*

- Joe Watkins, Chief
- Jamie Lee Marks, Acting Manager, Tribal Historic Preservation Officer program

*National NAGPRA Program Update - Staff from the National NAGPRA Program will provide an update on recent events and issues in NAGPRA.*

- Sarah Glass, Notice & Grant Coordinator, National NAGPRA Program

### **6:00 to 8:00pm      Culture Night | Location: Infinity Lounge**

*The Pala Band of Mission Indians is hosting all NATHPO conference and FCC meeting participants to dinner. The evening will feature traditional bird songs and a special performance by Pala children as a welcome. Traditional ingredients will be incorporated into the meal, and there will be displays of baskets, pottery, and native plants to view.*



## National Association of Tribal Historic Preservation Officers & Federal Communications Commission

### Thursday, August 10, 2017

8:30 a.m. – 9:00 a.m.	Invocation, Welcome, Overview of Agenda
9:00 a.m. – 9:45 a.m.	Overview of Tribal Issues in NPRM Description: The FCC will provide a brief overview of some of the key questions asked in the NPRM regarding Tribal participation in Section 106 reviews. Presenter: Jeffrey Steinberg
9:45 a.m. – 10:30 a.m.	Dialogue. The FCC encourages Tribal Nations to provide their perspective on: <ul style="list-style-type: none"><li>• Questions asked in the NPRM</li><li>• Issues and Problems that the NPRM Fails to Identify</li><li>• Potential Solutions</li></ul>
10:30 a.m. – 10:45 a.m.	Break
10:45 a.m. – 12:15 p.m.	Tribal Caucus
12:15 p.m. – 1:15 p.m.	Lunch Break – lunch on own
1:15 p.m. – 3:00 p.m.	Tribal perspectives on protecting properties of religious and cultural significance when deploying wireless infrastructure <i>Description: This will be a facilitated, open conversation on how to balance the Commission's commitment to infrastructure deployment and broadband expansion with the FCC's obligation to consider effects on Tribal resources. From the Tribal perspective, what is working well in the process now, and where is it falling short? Are there specific examples of how the TCNS process has protected Tribal resources? Are there aspects of the process that are not necessary to protect Tribal resources? What changes might both address NPRM issues and enhance cultural resource protection?</i>
3:00 p.m. – 3:15 p.m.	Break
3:15 p.m. – 3:45 p.m.	Infrastructure implications of changing technology - <i>Presenter: Daniel Margolis</i> <i>Description: A brief review of how DAS and Small Cell systems differ from macro-cell towers.</i>
3:45 p.m. – 5:00 p.m.	Addressing the challenges <i>Description: A review of the NPRM issues in light of the day's discussions. Can we identify common points of understanding and agreement leading to potential solutions?</i>

# National Association of Tribal Historic Preservation Officers

**Friday, August 11, 2017**

8:30 a.m. – 9:00 a.m.            FCC Rule making process - *Presenter: Jeffrey Steinberg*

*Description: What does the NPRM mean, where might it lead, and where are we currently in the process? What are the opportunities for Tribal engagement moving forward?*

9:00 a.m. – 10:00 a.m.        Tribal Caucus

10:00 a.m. – 11:00 a.m.        Closing Dialogue Session with the FCC Infrastructure Team

*Description: An opportunity for THPOs to share their perspectives on the state of Section 106 reviews, and dialogue with FCC managers and expert staff about the issues.*

11:00 a.m.                        Adjourn

*Federal Communications Commission (FCC) Infrastructure Team: This team is comprised of senior staff and managers from Bureaus and Offices throughout the FCC, including the Wireless Telecommunications Bureau and the Office of Native Affairs and Policy of the Consumer and Governmental Affairs Bureau. Among other things, the Infrastructure Team works with Tribal Historic Preservation Officers and cultural preservation officials of Federally-recognized Tribal Nations and Native Hawaiian Organizations (NHOs) on the review of proposed telecommunications facilities under Section 106 of the National Historic Preservation Act (NHPA).*



# National Association of Tribal Historic Preservation Officers



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**Emcees**-Bart Powaukee, Ruben LittleHead  
**AD**-Juaquin Hamilton, Victor Khatsalano  
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**Head Woman Dance Judge**-Danita Goodwill  
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**SPECIALS**

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**Fancy Shawl special In Memory of Gladys Jefferson**  
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**Women's Jingle Special (18+)**  
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 No. & So. Traditional Combined, Fancy & Grass combined,  
 Fancy & Jingle Combined  
**\$1000, \$800, \$600, \$400, \$200**  
**Men's Sr Adults (35-54) & Jr Adults (18-34):**  
 No. Traditional, So. Straight, Chicken, Grass, No. Fancy, So. Fancy  
**\$1000, \$800, \$600, \$400, \$200**  
**Women's Sr Adults (35-54) & Jr Adults (18-34):**  
 No. Buckskin, No. Cloth, So. Buckskin, So. Cloth, Jingle, Fancy  
**\$1000, \$800, \$600, \$400, \$200**  
**Teens (13-17):**  
 No. Traditional, So. Traditional, Chicken, Grass, Jingle, Fancy  
**\$300, \$200, \$100**  
**Juniors (6-12):**  
 Traditional, Grass, Jingle, Fancy  
**\$200, \$100, \$50**  
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# National Association of Tribal Historic Preservation Officers



**Cynthia Gomez**  
Tribal Advisor  
Office of Governor Edmund G. Brown, Jr.  
1550 Harbor Blvd, Suite 100  
West Sacramento, CA 95691  
Phone: (916) 373-3710

Cynthia Gomez was appointed by Governor Brown as his first Tribal Advisor in March 2012. She was also appointed by Governor Brown as the Executive Secretary for the Native American Commission. Prior to working for the Governor, she served the Chief Judge for the Shingle Springs Tribal Court. Judge Gomez has a Juris Doctorate degree from the University of Northern California where she received honors as Valedictorian, Outstanding Litigator and Dean of Students. In 2010 Judge Gomez was appointed to the California Tribal Court/State Court Coalition by the California Supreme Court Justice, Ronald M. George and was reappointed in 2012 by California Supreme Court Chief Justice Tani G. Cantil-Sakauye. The purpose of the coalition is to develop measures to improve the working relationship between California's tribal and state courts and to focus on areas of mutual concern. Judge Gomez is a member of the Yokut tribe from the Tule River Indian Reservation. She began her career working for the Tule River Tribal Council. Her duties included the development of legislation and the prosecution of Tribal laws through the Federal Magistrate's Court. Judge Gomez has over 35 years working with Tribal, State, local and Federal governments advocating for Tribal people and sensitive populations. She was the Assistant Secretary for Environmental Justice and Tribal Government Affairs for the Office of the Secretary at the California Environmental Protection Agency (Cal/EPA); and the Chief for the Native American Liaison Branch. She also served as the Chairperson for the National Transportation Research Board's (TRB) standing Committee on Native American Transportation Issues which is one of the six major divisions of the National Research Council jointly administered by the National Academy of Sciences, the National Academy of Engineering and the Institute of Medicine.



**Julianne Polanco**  
State Historic Preservation Officer, California Office of Historic Preservation  
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Phone: (916) 445-7000 | Email: [juliannepolanco@parks.ca.gov](mailto:juliannepolanco@parks.ca.gov) | Website: [www.ohp.parks.ca.gov](http://www.ohp.parks.ca.gov)

Julianne Polanco has been California's State Historic Preservation Officer since July 2015. Before accepting this position, she served as a Commissioner and Chair of the California State Historical Resources Commission from 2005 to 2015. She was the Director of Cultural Resources for Lend Lease Americas from 2006 to 2015. Prior to that, Ms. Polanco was the Acting Federal Preservation Officer and Senior Preservation Specialist at the Presidio Trust from 1999 to 2006, and Assistant to the Vice President for programs at the World Monuments Fund from 1998 to 1999. Her professional work has also included serving as Advisor to the Chairman of California Integrated Waste Management Board and Special Assistant to the Secretary of the California Environmental Protection Agency. During her tenure at the California Department of Conservation, she held various staff positions in the Division of Recycling and Division of Mines and Geology. Ms. Polanco was also district staff to Congressman Robert Matsui. She is a Trustee Emeritus of the California Preservation Foundation, past Board of Directors for San Francisco Architectural Heritage. Ms. Polanco has a Bachelor's of Science in Political Science/International Relations from the University of California at Santa Barbara and a Master's of Science in Historic Preservation from Columbia University.

## *Biographies*

### **Dorothy Alther, Executive Director and Directing Attorney**

**Escondido, CA**

**Email: [dalther@calindian.org](mailto:dalther@calindian.org) | Website: [www.calindian.org](http://www.calindian.org)**

CILS has four offices in the state of California: Bishop, Escondido, Eureka, and Sacramento. Dorothy Alther was made the Executive Director of CILS in July 2013. Ms. Alther is the recipient of the national 2010 Pierce Hickerson Award which is granted to distinguished Indian legal services attorneys. She also received the “Outstanding Achievement in California Indian Law” award from the California Indian Lawyers Association in 2014. Dorothy has been an attorney with CILS since 1989 and has practiced Indian law since 1985. Ms. Alther was in the Bishop CILS Office until she relocated to the Escondido Office in 2003. In addition to her executive and administrative duties, Ms. Alther maintains an active case load serving as legal counsel for several Tribes and tribal entities. Her current work focuses on impact litigation on matters for federal Indian law as well as working directly with tribes on building tribal governmental infrastructure. Ms. Alther has assisted tribes with tribal court and law enforcement development, working with tribes on establishing or revising tribal governing documents and building tribal program law. Ms. Alther is also active in ensuring CILS is involved in state and federal issues impacting Tribes and tribal communities. This includes providing comments on behalf of tribal client to pending state and federal rules or legislation, partnering with others and tribal coalitions to advance legislation or regulation to protect and enhance tribal governments and providing community information and awareness on critical issues impacting California tribes. Ms. Alther has been a trainer on Public Law 280, the Indian Child Welfare Act, Housing law, Tribal Law Enforcement, Building Tribal Courts, Tribal Law and Order Act, the Violence Against Women Act, and Cultural Resource Protection. Dorothy is a member of the Oglala Sioux Tribe and graduated from University of South Dakota and earned her J.D. from Northeastern University. Ms. Alther served as Managing Attorney at DNA’s People’s Legal Services in Crownpoint, New Mexico prior to coming to CILS and has acted as Tribal Attorney for the Suquamish Tribe in Washington.

### **Katherine D. Brodie, Special Counsel, Duane Morris**

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Katherine D. Brodie is Special Counsel at Duane Morris, LLP law firm in Washington, D.C. She has over two decades of federal regulatory, legal and policy experience. She began her career with over a decade in the public policy group of a Washington international law firm assisting clients, including Native American tribal governments, with advancing their federal legislative priorities. She has experience with tribal health, education, and cultural and historic resource preservation issues and first began working with the National Association of Tribal Historic Preservation Officers more than a decade ago, assisting NATHPO with congressional advocacy to increase funding for the THPO program and helping to establish a new source of federal funding for Indian museums. She is admitted to practice in Maryland, Virginia, and District of Columbia.



# National Association of Tribal Historic Preservation Officers

## **Megan J. Brown, Chief, State, Tribal, Local Plans & Grants, Certified Local Government National Coordinator State, Tribal, Local, Plans and Grants, National Park Service, Washington DC**

Megan has worked at the National Park Service for 14 years, starting as a Grants Management Specialist, and then spending 10 years as the Certified Local Government (CLG) Coordinator, and for two years has served as the Chief of the State, Tribal, Local, Plans & Grants Division located within the Cultural Resources, Partnerships, and Science Directorate of the National Park Service in Washington, DC. She is responsible for the management of the Historic Preservation Fund (HPF) and the average \$50-70 million that it disburses annually to State, Tribal, and local preservation partners. In addition, she manages new project grant programs as they are funded by Congress like the current Underrepresented Community, Civil Rights, Save America's Treasures, and HBCU grants. Before joining NPS, Megan worked in the Southwest Office of the National Trust for Historic Preservation, in Fort Worth, Texas, and the State Historic Preservation Office in South Carolina where she managed the State Grant and Federal Tax Incentive programs. Her education includes a Bachelor in Architecture from Auburn University and Master in Historic Preservation from the University of South Carolina. She is an avid equestrian and enjoys time and travel with her family, horses, and friends.

## **Ranel Stephenson Capron, Federal Preservation Officer, Bureau of Land Management 20 M Street SE, Room 2134LM**

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Ranel Capron began working for the Bureau of Land Management in the Wyoming State Office in 1985. Early in her federal career she was responsible for various programs including cultural resource permitting, paleontology, heritage education and museum collections management. In 2007 she became the Deputy Preservation Officer, State Archaeologist and Tribal Consultation Coordinator for BLM Wyoming, overseeing heritage program policy development and program management. In 2015, she joined the Washington Office as the BLM's Federal Preservation Officer and she chairs the BLM's Preservation Board under their national Programmatic Agreement. Ranel has degrees from Texas A&M University (1979) and Ball State University (1988).

## **Ginger Carter, Grants Management Specialist, State, Tribal Local Plans and Grants Division, National Park Service 1849 C Street NW (Stop 7360)**

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Ginger Carter began her work in historic preservation in 1992 while working on her Master's in urban planning and historic preservation at the University of Maryland. She's worked within the National Park Service for almost 20 years, primarily overseeing grant projects and programs within the National Park Service's Cultural Resources programs. From 2010 to the present, she's managed the annual Historic Preservation Fund grants that support the operation of the approximately 170 (and growing) Tribal Historic Preservation Offices.

## **Will Cook, Associate General Counsel, National Trust for Historic Preservation 2600 Virginia Avenue, NW, Suite 1000**

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Will Cook is an associate general counsel at the National Trust for Historic Preservation and serves as a board member on the Lawyers' Committee for Cultural Heritage Preservation, Valleys Planning Council, and New York Preservation Archive Project. He teaches preservation law at Columbia University and lectures regularly to national audiences on issues related to property, land use, and historic preservation law. Will is also the author of *Preserving Native American Places: A Guide to Federal Laws and Policies that Help Protect Cultural Resources and Sacred Sites*.

# National Association of Tribal Historic Preservation Officers

## **Milford Wayne Donaldson FAIA, Chairman, Advisory Council on Historic Preservation**

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Mr. Donaldson was appointed by President Barack Obama as Chair of the Advisory Council on Historic Preservation in 2010. He was formerly the California State Historic Preservation Officer from 2004-2012. Architect Milford Wayne Donaldson FAIA celebrates its 37th year with projects throughout the United States. He received his Bachelor of Architecture from California Polytechnic University, Master of Science from the University of Strathclyde, Scotland and has received his Masters in Public History and Teaching from the University of San Diego.

## **John Fowler, Executive Director, Advisory Council on Historic Preservation**

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John Fowler has served since 1997 as the ACHP executive director. Previously, he held a variety of legal and management positions with the ACHP, including general counsel (1980-1997) and deputy executive director (1984-1997). Mr. Fowler is a fellow and chairman emeritus of the U.S. Committee for the International Council of Monuments and Sites (US/ICOMOS), and has served on the boards of a number of national and local preservation organizations. Mr. Fowler earned his B.A. (cum laude) in history from Princeton University and his law degree from Yale Law School. In 2011 he received his 40-year award for Federal government service (1971-2011).



## **Reno Keoni Franklin, Chairman, Kashia Band of Pomo Indians**

Member, Advisory Council on Historic Preservation

401 F Street, NW, Suite 308

Washington, DC 20001

Reno Franklin has been the chairman of the Kashia Band since 2013. He was previously the Tribal Historic Preservation Officer for the Kashia Band from 2002 to 2009 and the General Chairman of the National Association of Tribal Historic Preservation Officers from 2009 to 2011. Reno was also chairman of the National Indian Health Board from 2009 to 2011 and from 2007 to 2011, he was chairman of the California Rural Indian Health Board. Chairman Franklin was appointed to the ACHP in 2016.

## **Ginger Carter, State, Tribal and Local Plans and Grants Division, National Park Service**

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Ginger Carter began her work in historic preservation in 1992 while working on her Master's in urban planning and historic preservation at the University of Maryland. She's worked within the National Park Service for almost 20 years, primarily overseeing grant projects and programs within the National Park Service's Cultural Resources programs. From 2010 to the present, she's managed the annual Historic Preservation Fund grants that support the operation of the approximately 160 (and growing) Tribal Historic Preservation Offices.

# National Association of Tribal Historic Preservation Officers

**Carrie Garcia, Chairwoman, California Indian Basketweavers' Association**  
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Ms. Garcia was born and raised on the Soboba Indian Reservation and is a current enrolled tribal member. In 2005 she received her B.A. in Native American Studies from the University of California Riverside. Ms. Garcia has taught Culture classes at both Noli Indian School and the Soboba Preschool, located on the Soboba Indian Reservation. For over five years, Ms. Garcia has served as the Cultural Program Manager for the Soboba Band of Luiseño Indians. Inspired by the California Indian Basketweavers Association, Ms. Garcia successfully implemented a weekly basketweaving circle and annual basketweavers gathering for the Soboba tribal members and surrounding tribal communities. Her work has also inspired both local and statewide tribal communities to begin their own weaving circles and start their own gatherings. A recent project that Carrie has implemented in Soboba is the Traditional Land Resource Management Program. Carrie has been weaving baskets for over 8 years and is proud to represent CIBA's Board as its Chairwoman.

**Thomas M. Gates, Ph.D.**  
Sacramento, CA  
Email: [taomas9@yahoo.com](mailto:taomas9@yahoo.com)

Thomas Gates is the THPO Toolkit workshop facilitator. Dr. Gates served as a THPO for more than 15 years, was one of the original founders of NATHPO, and served on the NATHPO board. He graduated from the University of North Carolina at Chapel Hill, Ph.D., Anthropology, and from Humboldt State University, B.A., Anthropology, B.A., Philosophy, Minor Studio Painting.

**Dr. Shasta Gaughen, Tribal Historic Preservation Officer**  
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Shasta Gaughen is the Environmental Director and the Tribal Historic Preservation Officer for the Pala Band of Mission Indians in Pala, California. She has worked for the Pala Band since January 2005, and established Pala's Tribal Historic Preservation Office in 2008. She is also an adjunct professor in the Anthropology Department at California State University San Marcos. Dr. Gaughen received her B.A. in Anthropology and B.S. in Natural Resources at Humboldt State University in 1996, her M.A. in Anthropology from San Diego State University in 2001, and her PhD in Anthropology from the University of New Mexico in 2011. She is Secretary of the Board for the Native American Environmental Protection Coalition, a member of the advisory board for the Climate Science Alliance - South Coast, a board member of the National Association of Tribal Historic Preservation Officers, and a director for the Upper San Luis Rey Resource Conservation District.

**Sarah Glass, Notice and Grant Coordinator, National NAGPRA Program, National Park Service**  
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Sarah Glass manages the National NAGPRA grant programs and oversees publication of NAGPRA notices in the Federal Register. She came to the National NAGPRA Program in 2016 from the Institute of Museum and Library Services (IMLS), where she served as a Museum Program Specialist. Prior to joining IMLS, Sarah was a Curatorial Resident at the National Museum of the American Indian, and a Program Assistant at Heritage Preservation, where she administered the Conservation Assessment Program to museums across the United States. Sarah holds an M.A. in Museum Studies from The George Washington University, and a B.A. in Social Anthropology and Archaeology from Harvard University.

# National Association of Tribal Historic Preservation Officers

**Jennifer DeHart Hass, Environmental Planning & Historic Preservation Program Manager**  
**Office of the Chief Readiness Support Officer**  
**Department of Homeland Security**  
**Phone: (202) 834-4346 | Email: [jennifer.hass@hq.dhs.gov](mailto:jennifer.hass@hq.dhs.gov)**

Ms. Jennifer D. Hass is the Program Manager for the Environmental Planning and Historic Preservation program within the U.S. Department of Homeland Security (DHS). In this role she is responsible for overseeing the development and implementation of policy and guidance to support the Department's compliance with environmental planning statutes and regulations. She has developed policy, training, and guidance for key statutes such as the National Environmental Policy Act, National Historical Preservation Act, Endangered Species Act, Migratory Bird Treaty Act, and others. Ms. Hass serves as the Department's Federal Preservation Officer and actively represents DHS in numerous interagency committees and work groups. Prior to joining DHS Headquarters, Ms. Hass was with the U.S. Customs and Border Protection (CBP), a component of DHS, as Environmental and Energy Division Director. In that capacity she oversaw compliance with key initiatives including the expansion of the U.S. Border Patrol facilities portfolio, Land Port of Entry Modernization, and the development of a Programmatic Environmental Impact Statement for Northern Border Activities. Ms. Hass holds a J.D. and Master of Studies in Environmental Law from Vermont Law School and is a graduate of the College of William and Mary.

**Valerie Hauser, Office of Native American Affairs, Advisory Council on Historic Preservation**  
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Valerie joined the ACHP in 1989 as a historic preservation specialist. She advises ACHP leadership on historic preservation policy and program matters affecting Indian Tribes and Native Hawaiian organizations and provides technical expertise, training, and guidance to federal agencies, Indian Tribes, and Native Hawaiian organizations regarding federal responsibilities to consult in the Section 106 process. Valerie also represents the ACHP on interagency initiatives involving indigenous issues.

**Brooke Hobbie, Office of International Affairs, U.S. Department of the Interior**  
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Brooke Hobbie joined the U.S. Department of the Interior's Office of International Affairs in 2015 as an international policy advisor. She coordinates DOI's work with Europe, Africa, and Asia, as well as cross-cutting issues, such as international indigenous issues. Brooke is a member of DOI's international repatriation working group. Prior to joining DOI, Brooke worked six years at the U.S. Environmental Protection Agency's Office of the Inspector General, and spent four years as the Environment Program Officer at The Asia Foundation, an international non-profit organization. She has a Master's in Pacific International Affairs from the University of California, San Diego.

**Diane Hunter, Tribal Historic Preservation Officer, Miami Tribe of Oklahoma**  
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Diane Hunter is the THPO for the Miami Tribe of Oklahoma and a citizen of the Tribe. She is a descendant of the Miami family of Saakacaahkwa and Palaanswa through their son Waapanakiikaapwa. Diane came to work for the Miami Tribe in 2015 to open the Tribe's Cultural Resources Extension Office in Fort Wayne, Indiana. In addition to historic preservation work, she and her colleague Doug Peconge, serve over 600 Tribal citizens in the Fort Wayne area and educate Hoosiers on the presence and history of the Tribe.



# National Association of Tribal Historic Preservation Officers

**Madeline Konz, State, Tribal and Local Plans and Grants, National Park Service**  
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Madeline Konz has worked in the State, Tribal, Local Plans and Grants Division of the National Park Service since 2010. She manages grants for the THPO, SHPO and other competitive historic preservation programs, and is also in charge of coordinating the Tribal Heritage Grant program. She has a Masters degree in Archaeology/Anthropology from American University.

**Jamie Lee Marks, Tribal Historic Preservation Program, Office of Tribal Relations and American Cultures**  
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Jamie Lee Marks joined the National Park Service as a Presidential Management Fellow in 2016. She is a cultural anthropologist and currently the Acting Manager of the Tribal Historic Preservation Program, serving to review applications to enter into THPO agreements as well as annual program reporting, and more generally to assist in fostering communication between the NPS and THPO Partners. Prior to joining the National Park Service, Jamie Lee worked at the Federal Transit Administration applying anthropology to transit innovation research, and at Vanderbilt University and the University of Florida in outreach and curriculum design and implementation. She also contributed to federal acknowledgement petitions in the United States and community tourism initiatives in the Peruvian Andes. She has an MA in Cultural Anthropology and a BA in Political Science and Gender Studies from the University of Florida.

**C. Timothy McKeown, PhD, Independent Repatriation Consultant and**  
**Senior Adjunct Research Fellow, National Centre for Indigenous Studies, Australian National University**  
Washington DC and Canberra AU  
Email: [smallerscope@msn.com](mailto:smallerscope@msn.com)

Dr. C. Timothy McKeown is a legal anthropologist whose career has focused exclusively on the development and use of explicit ethnographic methodologies to document the cultural knowledge of communities and use that knowledge to enhance policy development and implementation. He has been intimately involved in the documentation and application of indigenous knowledge to the development of U.S. repatriation policy since 1991. For 18 years, he served as a Federal official responsible for drafting regulations implementing Native American Graves Protection and Repatriation Act (NAGPRA), developing databases to document compliance, establishing a grants program, investigating allegations of failure to comply for possible civil penalties, coordinating the activities of a Secretarial advisory committee, and providing training and technical assistance to nearly 1000 museums and Federal agencies and 700 indigenous communities across the U.S. The results of his regulatory drafting have withstood broad public review by all constituencies as well as direct challenges in Federal District and Appellate Courts. He advised or served as part of U.S. delegations negotiating repatriation provisions before the International Institute for the Unification of Private Law (UNIDROIT), Organization of American States, and United Nations Commission on Human Rights. Since 2009, Tim has consulted on repatriation of cultural items with several Indian tribes, prepared policy recommendations and provided training at annual meetings of the National Association of Tribal Historic Preservation Officers, and served as an expert witness for tribal Plaintiffs in a case before a US Federal District Court. He also provided pro bono advice on U.S. repatriation practices to the Australian Embassy in Washington, DC. The University of Arizona Press recently published his comprehensive review of the legislative history of U.S. Federal repatriation mandates. Tim also served two years as the appointed foreperson of a Federal grand jury investigating white collar crimes, government corruption, and crimes against U.S. citizens overseas, and six years as the elected union president representing the interests of 700 employees of the headquarters office of the U.S. National Park Service.

# National Association of Tribal Historic Preservation Officers

**Damon Nagami, Senior Attorney and Director, Southern California Ecosystems Project  
Natural Resources Defense Council**

**1314 2nd St.**

**Santa Monica, CA 90401**

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Damon Nagami practiced environmental law in the private sector in Los Angeles after earning his J.D at U.C. Hastings in San Francisco in 2001, and has now worked in the Santa Monica office of the non-profit Natural Resources Defense Council for the past nine years. He focuses on wildlife conservation, park protection and equity, coastal protection, and sustainable land use planning, and also directs NRDC's work to help communities protect themselves from the health impacts of oil and gas production and fracking. His blog can be found at <https://www.nrdc.org/experts/damon-nagami>

**Reid Nelson, Director, Office of Federal Agency Programs, Advisory Council on Historic Preservation**

**401 F Street NW, Suite 308**

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Reid Nelson joined the staff of the Advisory Council on Historic Preservation (ACHP) in 2006 and became its Director of Federal Agency Programs in 2009. The ACHP was established by the National Historic Preservation Act to advise the President and Congress on historic preservation matters and oversee the Section 106 review process. As director, he oversees the ACHP's participation in Section 106 reviews as well as its efforts to develop program improvements and provide technical assistance, guidance and training to Section 106 users. Prior to coming to the ACHP, he worked with the Navajo Nation in its Archaeology and Historic Preservation Departments for 18 years.

**Gary Owens, Director, Huhugam Ki Museum, Salt River Pima-Maricopa Indian Community**

**10005 E Osborn Rd. Scottsdale AZ 85256**

**Phone: (480) 362-6320 | Email: [gary.owens@srpmic-nsn.gov](mailto:gary.owens@srpmic-nsn.gov)**

Mr. Owens began his work in the Salt River Community for the burgeoning Bilingual Program in 1994. He moved into the role of teacher and language planner of the O'Odham language in the Tribal Day school. His lateral move in 2005 took him to the position of education specialist in the tribal museum where he worked with programming, outreach and exhibit planning. In 2008 he was made interim museum manager and was promoted to Director in 2010. He is currently working to establish a new repository for the tribal collections and expansion of the community's involvement in museum programming.



## **Janet Pfleeger, Acting Executive Director, Federal Permitting Improvement Steering Council (FPISC)**

**1200 New Jersey Ave., SE**

**Washington, DC 20590**

**Website: [www.permits.performance.gov](http://www.permits.performance.gov)**

Ms. Pfleeger became Deputy Director of the Permitting Council in January, 2017. The Permitting Council is charged with streamlining the Federal permitting process for major infrastructure projects while protecting public health, safety and the environment. In accomplishing this goal, Ms. Pfleeger coordinates with executive leadership from Federal agencies to improve the transparency, predictability, and accountability of the Federal environmental review and authorization process. Previously, she worked at the U.S. Department of Interior (DOI) for 10 years providing Departmental planning and performance management guidance and consulting services to DOI bureaus to increase programmatic effectiveness and efficiency. Prior to DOI, Ms. Pfleeger worked at the Center for Budget & Strategic Planning within the Office of Personnel Management. She started her Federal career as an Economist at the U.S. Department of Labor focusing on employment forecasting and private sector employee benefits. Ms. Pfleeger received her Bachelor's and Master's degrees in Economics from Dartmouth College and George Washington University, respectively.

### **Additional Information on FPISC:**

#### **FAST-41 Fixing America's Surface Transportation (FAST) Act**

On December 4, 2015, the Fixing America's Surface Transportation (FAST) Act was signed into law. Title 41 of the FAST Act (FAST-41) (42 U.S.C. § 4370m) was designed to improve the timeliness, predictability, and transparency of the Federal environmental review and authorization process for covered infrastructure projects. FAST-41 created a new entity – the Federal Permitting Improvement Steering Council (FPISC), composed of agency Deputy Secretary-level members and chaired by an Executive Director appointed by the President. FAST-41 establishes new procedures that standardize interagency consultation and coordination practices. Importantly, FAST-41 creates a new authority for agencies to issue regulations for the collection of fees, which, if implemented, will allow the Council to direct resources to critical functions within the interagency review process. FAST-41 codifies into law the use of the Permitting Dashboard to track project timelines. Other FAST Act provisions that address the project delivery process and track environmental review and permitting milestones for transportation projects are set out in Title I and Title IX. Project sponsor participation in FAST-41 is voluntarily.

## **Katherine “Kak” Slick**

**Email: [kakslick@gmail.com](mailto:kakslick@gmail.com)**

Katherine Slick is a member of the Advisory Board of the MICA Group responsible for dispersing the freight rail companies' Cultural Resource Fund. She was appointed by President Clinton to serve as a Citizen Member of the ACHP and currently serves as the President on the ACHP Alumni Foundation. She was Executive Director of US/ICOMOS where she coordinated and oversaw National Park Service grants, annual symposia and international programs. She was appointed by Governor Richardson of New Mexico to serve as the State Historic Preservation Officer to lead the senior policy agency advising the state of New Mexico, federal agencies, local and tribal governments and the public on historic preservation matters.



# National Association of Tribal Historic Preservation Officers

**Darrell Smith, Program Lead, Emergency Communications Preparedness Center  
Office of Emergency Communications  
Department of Homeland Security  
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Mr. Smith is a Program Lead for the Emergency Communications Preparedness Center (ECPC) for the Department of Homeland Security (DHS) Office of Emergency Communications (OEC). In this role, he coordinates information sharing with Federal government stakeholders regarding emergency communications and interoperability issues which affect policy and operations at all levels of the Federal government. He is also the designated co-chair of the Accelerating Broadband Infrastructure Deployment Working Group, as established by Executive Order 13616. As the co-chair, he coordinates with Federal departments and agencies to develop and implement a strategy to facilitate the timely and efficient deployment of broadband facilities on Federal lands, buildings, rights of way, and federally assisted highways. Prior to joining OEC, Mr. Smith was with the Department of the Treasury's Wireless Management Office, overseeing the implementation of a commercial wireless services acquisition effort, and was acting branch chief of the Department of State's Radio Program Office. Before entering the Federal Government, he was enlisted in the U.S. Army as a radio repair specialist in the Signal Corps.

**Brian Turner, Senior Field Officer and Public Lands Attorney, National Trust for Historic Preservation  
25 Taylor St.  
San Francisco, CA 94102  
Phone: (415) 692.8083 | Email: BTurner@savingplaces.org**

Brian Turner is Public Lands Attorney for the non-profit National Trust for Historic Preservation based in its San Francisco Field Office. He works with communities throughout the Western U.S. and the Pacific Islands to secure strong protections for historic and cultural resources. Brian is humbled to have the opportunity to work directly with Tribes and advance their perspectives before federal and state agencies. He is particularly interested in defending the important role of TCPs for the continuation of living traditions.

**Joe Watkins, PhD, American Indian Liaison Officer; Chief, Tribal Relations & American Cultures; and  
Supervisory Cultural Anthropologist, National Park Service  
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Phone: (202) 354-2126 | Email: joe\_watkins@nps.gov**

Prior to taking on his position at the National Park Service in 2013, Joe Watkins was the Director of the Native American Studies Program at the University of Oklahoma. He has been doing anthropology since 1968, and his current study interests are influenced by his Choctaw Indian background, and are concerned with the ethical practice of anthropology and the study of anthropology's relationships with descendant communities and populations, including American Indians, Australian Aboriginals, New Zealand Maori, and the Japanese Ainu.



**Tiana Williams-Claussen, Yurok Tribe Wildlife Program**

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Tiana Williams-Claussen is a Yurok tribal member and native to the California North Coast and the Yurok Reservation. She received her Bachelor's degree in Biochemical Sciences from Harvard University, and has been employed by the Yurok Tribe for ten years. She was instrumental in the development of the Yurok Tribe Wildlife Program, and the implementation of the Yurok Tribe California condor reintroduction effort. Her native upbringing and formal education allows her to bridge the gap between traditional understandings of the world and those rooted in Western-science, and to work toward a cohesive, well-informed perspective on holistic ecosystem management.

**Rachel Wolstenholme, Condor Program, Pinnacles National Park**

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**Paicines, CA 95043**

**Phone: (831) 389-4486 ext 255 | Email: [Rachel\\_Wolstenholme@nps.gov](mailto:Rachel_Wolstenholme@nps.gov)**

Rachel has worked as the Condor Program Manager for Pinnacles National Park in central California since 2013. Her focus since 1994 has been on endangered species recovery and includes projects with gray wolves, island fox, and spotted owls. Prior to working for the National Park Service, she worked for several non-profit conservation organizations, including the Institute for Wildlife Studies and The Nature Conservancy. She holds a MS degree in Environmental Studies from the University of Montana and a BA degree from the University of California, Santa Barbara.



*Wilderness Gardens County Preserve*

## U.S. GOVERNMENT ACCOUNTABILITY OFFICE CONTACTS

### Jeff Malcolm | Email: [malcomj@gao.gov](mailto:malcomj@gao.gov)

Jeff Malcolm is an Assistant Director at GAO with over 29 years of experience. Jeff is located in the agency's Washington, DC headquarters and has worked in several field offices, including the agency's Denver office and former Albuquerque and Far East offices. He is primarily responsible for GAO's body of work on Native American issues, primarily as they relate to the management of federal lands. Among other topics, Jeff has led work on the cleanup of Uranium contamination on the Navajo Reservation (GAO-14-323), repatriation issues (GAO-11-515 and GAO-10-768), and Indian Arts and Crafts (GAO-11-432).

### Staff Contacts - Information for Looting and Trafficking Engagement:

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## GAO Review of Federal Agencies' Tribal Consultation Practices

### Background

The U.S. Government Accountability Office (GAO) is a legislative branch agency that conducts nonpartisan, independent research for the U.S. Congress. GAO is currently reviewing federal agencies' tribal consultation practices at the request of former or current ranking members of the following committees, as well as 22 other minority members of the House:

#### Federal Agencies in GAO's Review:

U.S. Department of Agriculture

- U.S. Forest Service
- Rural Development

Department of Commerce

- National Oceanic and Atmospheric Administration
- National Telecommunications and Information Administration

Department of Defense

- U.S. Army Corps of Engineers

Department of Energy

Environmental Protection Agency

Department of Homeland Security

- Federal Emergency Management Agency
- U.S. Coast Guard

Department of Housing and Urban Development

Department of the Interior

- Bureau of Land Management
- National Park Service
- Bureau of Reclamation
- U.S. Fish and Wildlife Service
- Bureau of Ocean Energy Management

Department of Transportation

- Federal Highways Administration
- Federal Aviation Administration
- Federal Railroad Administration
- Federal Transit Administration

Federal Energy Regulatory Commission

Nuclear Regulatory Commission

Federal Communications Commission

Advisory Council on Historic Preservation

- House Committee on Natural Resources (Raúl Grijalva)
- House Subcommittee on Indian, Insular, and Alaska Native Affairs (Raul Ruiz and Norma Torres)
- Senate Committee on Indian Affairs (Tom Udall)
- Senate Budget Committee (Bernie Sanders)

GAO will issue a publicly available report to Congress with possible recommendations for federal actions. Research methods include interviews with tribes and tribal organizations to learn about their consultation experiences with the federal agencies listed to the left.

### GAO Review Objectives

1. To examine the tribal consultation policies of selected federal agencies with a role in infrastructure and the mechanisms these agencies use to implement their policies; and
2. To determine what challenges, if any, tribes and selected agencies face during the tribal consultation process for infrastructure projects and the extent to which these agencies have taken steps to address any identified challenges.

### Topics for Discussion

GAO is interested in obtaining perspectives from tribal officials as they relate to the above research objectives. GAO would like to hear from you regarding any of the following topics:

1. How do you define "consultation"? How do you define "meaningful consultation"?
2. What positive experiences, if any, have you had with specific federal agencies regarding infrastructure projects, and what factors may have contributed to those experiences?
3. What negative experiences, if any, have you had with specific federal agencies regarding infrastructure projects, and what factors may have contributed to those experiences?
4. What challenges or barriers, if any, has your tribe experienced in consultations with federal agencies?

**Contact Us to Share Your Views:** We sincerely appreciate any input that you provide to us. We will be available for one-on-one interviews during the NATHPO Conference on August 8, 9, and 10. To schedule a time to speak with us, please e-mail [GAO-tribal-consultation-team@gao.gov](mailto:GAO-tribal-consultation-team@gao.gov) or contact Vince Whalen, Analyst (202-512-6774); Kelsey Kennedy, Analyst (202-512-7760); or Analyst-in-Charge Swati Thomas (202-512-3723).



## GAO Review of Trafficking of Native American Cultural Items

### Background

The U.S. Government Accountability Office (GAO) is a legislative branch agency that conducts nonpartisan, independent research for the U.S. Congress. GAO is currently reviewing federal agencies' efforts to prevent, investigate, and prosecute cases of looting, theft and trafficking of Native American cultural items, as well as efforts to repatriate certain Native American cultural items at the request of:

- Chairman Goodlatte, House Judiciary Committee
- Representative Pearce
- Representative Sensenbrenner

#### **Federal Agencies in GAO's Review:**

Department of the Interior

- Bureau of Indian Affairs
- Bureau of Land Management
- Bureau of Reclamation
- National Park Service
- U.S. Fish and Wildlife Service

Department of Agriculture

- U.S. Forest Service

Department of Defense

- U.S. Army Corps of Engineers

Tennessee Valley Authority

Department of Justice

- Federal Bureau of Investigation
- Executive Office of U.S. Attorneys
- Office of Tribal Justice

Department of Homeland Security

Department of State

Smithsonian Institution

GAO will issue a publicly available report to Congress with possible recommendations for federal actions. Research methods include interviews with federal agencies, nongovernmental organizations, and tribes and tribal organizations to learn about their experiences, as well as analysis of agency data on prevention efforts, investigations, and prosecutions.

### GAO Review Objectives

1. What actions, if any, have federal agencies taken to prevent the looting, theft, and trafficking of Native American cultural items?
2. What actions, if any, have federal agencies taken over the past 10 years to investigate and prosecute cases of looting, theft, and trafficking of Native American cultural items?
3. What actions, if any, have federal agencies and Native American tribes taken to repatriate Native American cultural items held in foreign collections or repositories?
4. What challenges, if any, are there regarding efforts to prevent and prosecute cases related to looting, theft, and trafficking of Native American cultural items and what options, if any, exist for addressing these challenges?

### Topics for Discussion

GAO is interested in obtaining perspectives from tribal officials as they relate to the above research objectives. GAO would like to hear from you regarding any of the following topics:

1. To what extent, if any, has your tribe experienced instances of looting or theft?
2. To what extent has your tribe requested assistance from federal agencies related to instances of looting and trafficking or repatriation, and what has been the response or outcome?
3. To what extent has your tribe taken actions without federal agencies' assistance related to instances of looting and trafficking or repatriation, and what has been the response or outcome?
4. What challenges, if any, has your tribe experienced related to instances of looting and trafficking or repatriation?

**Contact Us to Share Your Views:** We sincerely appreciate any input that you provide to us. We will be available for one-on-one interviews during the NATHPO Conference on August 8, 9, and 10. To schedule a time to speak with us, please e-mail [GAO-Native-American-artifacts-team@gao.gov](mailto:GAO-Native-American-artifacts-team@gao.gov) or contact Jamie Meuwissen, Senior Analyst (202-512-4076) or Casey Brown, Analyst-in-Charge (303-572-7356).







*Special Thanks*



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