



SEP 23 2016

Dear Tribal Leader:

Recent events have highlighted the need for a broader review and consultation as to how, prospectively, Federal decisionmaking on infrastructure projects can better allow for timely and meaningful tribal input. On behalf of the Department of the Interior, Department of Justice, Department of the Army, and other Federal agencies, we invite you to consultations on how the Federal Government can better account for, and integrate tribal views, on future infrastructure decisions throughout the country. Consistent with our nation-to-nation relationship, our consultations are with tribal leaders and your designated staff. In particular, we have identified the following questions we seek your input on:

- (1) How can Federal agencies better ensure meaningful tribal input into infrastructure-related reviews and decisions, to protect tribal lands, resources, and treaty rights within the existing statutory framework?
- (2) Should the Federal agencies propose new legislation altering the statutory framework to promote these goals?

We will provide a framing paper with additional detail on these questions, including a description of the statutory framework currently in place. While these questions are of particular interest to the Federal agencies, we welcome any input relevant to the broader topic.

We respectfully request your participation in one of the following consultation sessions:

Date	Meeting Time (local time)	Meeting Type	Location
Tuesday 10/11/2016	6:00 p.m. – 8:00 p.m.	Listening Session	Phoenix, Arizona (at the site of the National Congress of American Indians 73 rd Annual Convention)
Tuesday 10/25/2016	8:30 a.m. – 12:30 p.m.	Tribal Consultation	Seattle, Washington
Thursday 10/27/2016	8:30 a.m. – 12:30 p.m.	Tribal Consultation	Albuquerque, New Mexico
Wednesday 11/02/2016	8:30 a.m. – 12:30 p.m.	Tribal Consultation	Billings, Montana

TRIBAL HISTORIC PRESERVATION OFFICERS ALLIANCE MEETING

October 27th, 2016

Tribal Administration Building

2nd Floor Conference Room

Fort Yates, ND

9:00 am – 4:00 pm

- 9:00 am Wazilya, Wocekiye na Woyaksape
- 9:15 am Introductions of THPO's and tribal officials
- 9:30 am Update on Standing Rock's resistance to the Dakota Access Pipeline
Lessons learned from the current litigation
Open discussion on next steps
- 10:30 am Break
- 10:45 am What suggestions do we as THPO's have for our tribal governments in regards to the two questions that the Department of Justice, Department of the Interior and the Department of the Army posed to the tribes for the upcoming government to government consultation:
(1) within the existing statutory framework, what should the federal government do to better ensure meaningful tribal input into infrastructure-related reviews and decisions and the protection of tribal lands, resources, and treaty rights; and
(2) should new legislation be proposed to Congress to alter that statutory framework and promote those goals.
- 12:00 pm Lunch
- 1:00 pm Continued discussion
- 2:30 pm Break
- 2:45 pm Great Plains Alliance discussion
- 4:00 pm Adjourn

Tuesday 11/15/2016	8:30 a.m. – 12:30 p.m.	Tribal Consultation	Minneapolis, Minnesota
Thursday 11/17/2016	8:30 a.m. – 12:30 p.m.	Tribal Consultation	Rapid City, South Dakota
Monday 11/21/2016	12:30 p.m. – 4:30 p.m.	Tribal Consultation by Teleconference	Teleconference

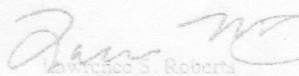
The framing paper, details on the consultation locations, and any additional information will be available at this website: <http://www.bia.gov/WhoWeAre/AS-IA/ORM/TribalInput/index.htm>.


If you would like to provide written input, please send it by email to consultation@bia.gov or by mail to: Office of the Assistant Secretary – Indian Affairs, attn.: Office of Regulatory Affairs & Collaborative Action, 1849 C Street, NW, MS 3071, Washington, DC 20240. We will consider all written input we receive by Friday, November 30, 2016.

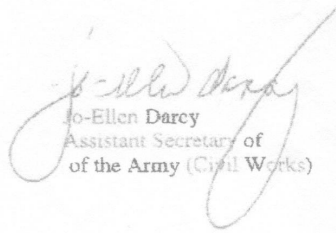
We recognize this is an aggressive consultation schedule, but we believe it is appropriate given the importance and urgency of the issues. If you have any questions regarding these sessions or would like additional information, please do not hesitate to contact Ms. Elizabeth K. Appel, Director, Office of Regulatory Affairs & Collaborative Action, at (202)208-7163 or elizabeth.appel@bia.gov.

We understand that Tribal Nations' voices must be heard, in a timely and meaningful way, with regard to Federal decisions that could affect their treaties, homelands, environment, cultural properties, and sacred sites. We look forward to your input as to how our agencies, and the Federal Government as a whole, can improve Federal decision-making processes that affect Tribal lands, resources, and treaty rights to ensure that those decisions are fully consistent with our obligations to Tribal Nations.

Sincerely,


Lawrence S. Roberts
Principal Deputy Assistant
Secretary – Indian Affairs


Tracy Toulou
Director
Office of Tribal Justice


Jo-Ellen Darcy
Assistant Secretary of
of the Army (Civil Works)