

NAGPRA Quick Reference: New Discoveries versus Collections

	Planned Excavation and Inadvertent Discovery on Federal or Tribal Lands	Collections Held by Federal Agencies or Museums that Receive Federal Funds
<u>Authorities:</u>	25 USC 3002 (Section 3) 43 CFR 10 Subpart B (§10.3-10.7)	25 USC 3003-3005 (Sections 5-7) 43 CFR 10 Subpart C (§10.8-10.13)
<u>Deadlines:</u>	Effective November 16, 1990	Summaries: November 16, 1993 <ul style="list-style-type: none"> • 6 months after receipt of a new collection, newly identified collection, or notification of a new Indian tribe • 3 years after receipt of Federal funds Inventories: November 16, 1995 <ul style="list-style-type: none"> • 2 years for new collection/tribe • 5 years of first receipt of Federal funds
<u>Documentation and Investigation Requirements:</u>	<ul style="list-style-type: none"> • Consultation • Plan of Action • Scientific methods and techniques for removal, recording, and analysis • Descriptive and interpretive report • Curation of unclaimed NAGPRA cultural items 	<ul style="list-style-type: none"> • Consultation • Summaries: general descriptions of collections that may contain unassociated funerary objects, sacred objects, objects of cultural patrimony • Inventories: item-by-item descriptions of Native American human remains and associated funerary objects. • Curation of Culturally Unidentifiable cultural items.
<u>Priority Order of Control:</u>	<ol style="list-style-type: none"> 1. Lineal descendant 2. Indian tribe land owner 3. Culturally affiliated Indian tribe or Native Hawaiian Organization 4. Indian tribe with a “stronger cultural relationship” 5. Indian tribe that aboriginally occupied the area (as determined by the Indian Claims Commission) 6. Unclaimed 	<ol style="list-style-type: none"> 1. Lineal descendant 2. Culturally affiliated Indian tribe or Native Hawaiian Organization 3. Culturally Unidentifiable
<u>Public Notification</u>	Notice of Intended Disposition	<ul style="list-style-type: none"> • Notice of Inventory Completion (<i>human remains & associated funerary objects</i>) • Notice of Intent to Repatriate (<i>unassociated funerary objects, sacred objects, objects of cultural patrimony</i>)
Publication:	Newspaper of general circulation in the area in which cultural items were found and, if applicable, a newspaper of general circulation in the area(s) in which affiliated Indian tribes now reside.	Federal Register
Frequency of Publication:	At least twice, one week apart	Publish One Time
Term for Transference of Control:	Disposition	Repatriation

Adapted from the National NAGPRA Program Training, 2006