

Tribal Consultation Requirements

<u>LAW</u>	<u>WHO</u>	<u>ABOUT</u>	<u>TIMEFRAMES</u>
ARPA	tribal officials	If permitted work may harm an “Indian tribal religious or cultural site on public lands.”	30 days before issuing permit
NHPA	tribal officials	Provide opportunity to advise on identification, evaluation and treatment of historic properties that might be affected, “including properties of traditional religious and cultural importance.”	not specific
	Tribal Historic Preservation Officers	Consult THPO in lieu of SHPO for undertakings on, or affecting historic properties on, tribal lands.	not specific
NEPA	tribal officials	Provide opportunity to comment on EAs and EISs	30 days or more
NAGPRA	tribal officials traditional religious leaders, and lineal descendants	See NAGPRA Notification & Consultation	
AIRFA	religious practitioners	To seek ways to avoid or minimize disturbance to traditional religious places and disruption of traditional religious practices.	not specific
FLPMA	tribal officials	Provide opportunity to raise issues and comment on BLM land use plans. Also to ensure consistency between BLM’s and tribes’ land use plans.	30 days or more

ARPA = Archaeological Resources Protection Act of 1979 (P.L. 96-95; Stat. 721; U.S.C. 470aa)
 NHPA = National Historic Preservation Act of 1966 (P.L. 89-665; 80 Stat. 915; 16 U.S.C. 470)
 NEPA = National Environmental Policy Act of 1969 (P.L. 91-190; 83 Stat. 852; 42 U.S.C. 4321)
 NAGPRA = Native American Graves Protection & Repatriation Act (P.L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001)
 AIRFA = American Indian Religious Freedom Act of 1978 (P.L. 95-341; 92 Stat. 469; 42 U.S.C. 1996)
 FLPMA = Federal Land Policy and Management Act (P.L. 94-579; 90 Stat. 2743; 43 U.S.C. 1701)