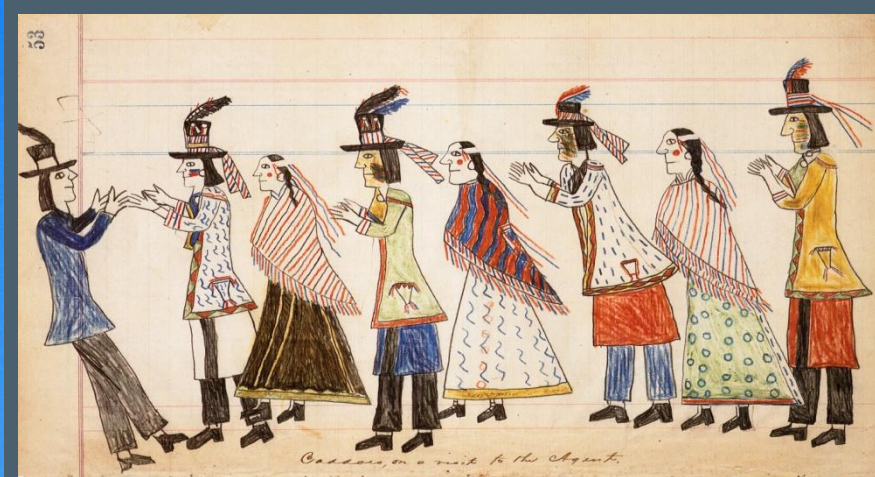




ENTERING  
WICHITA-CADDO-DELAWARE  
TRIBAL JURISDICTION

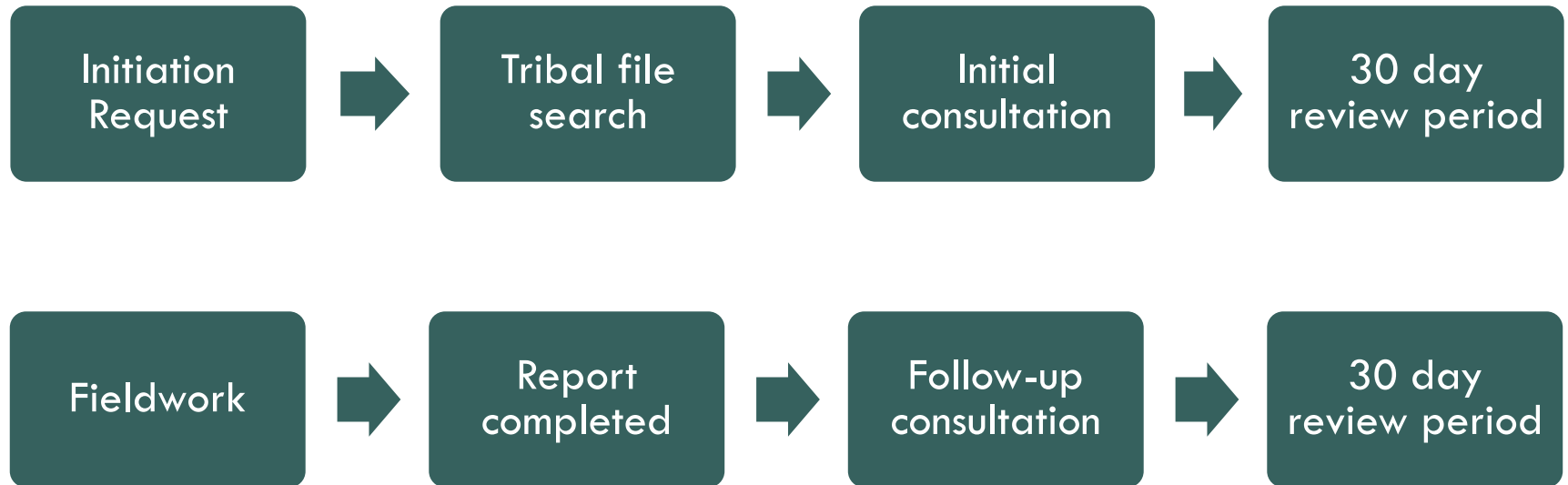


# Challenges and Opportunities in Tribal Consultation

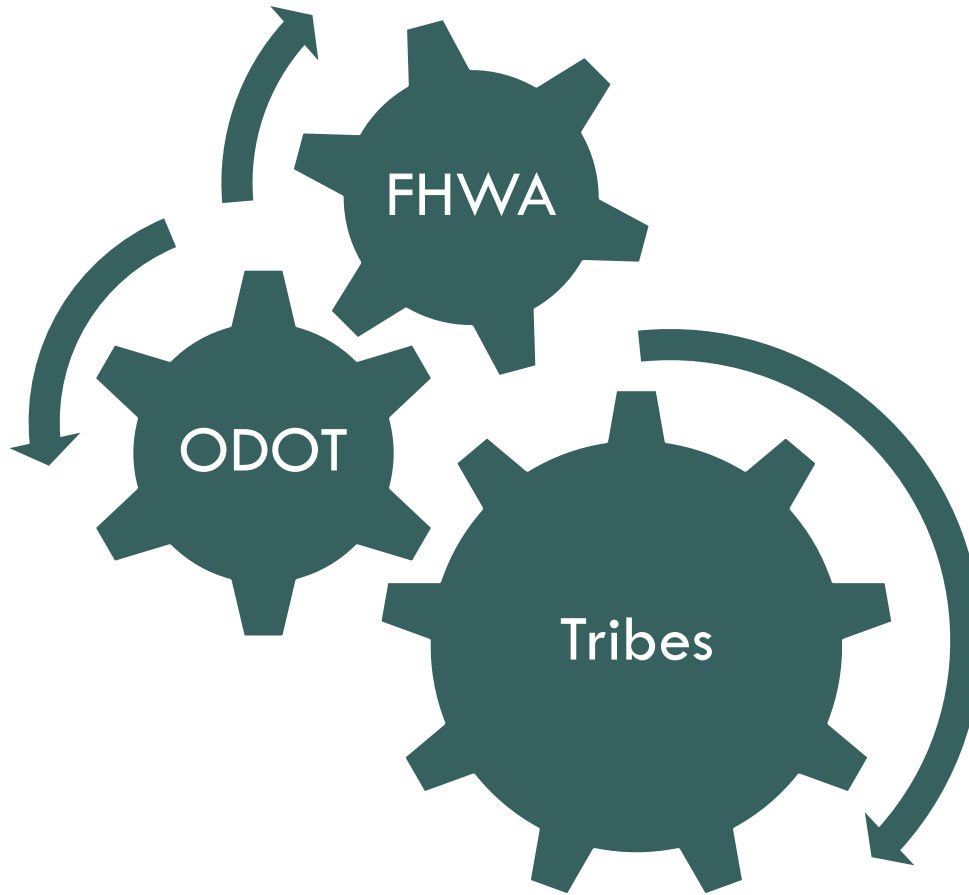
# Section 36 CFR 800.2(c)(2)(ii)(A)

- “The agency official shall ensure that consultation in the Section 106 process provides the Indian Tribe or Native Hawaiian organization a reasonable opportunity to identify its concerns about historic properties, including those of **traditional religious and cultural importance**, articulate its views on the undertaking’s effects on such properties, and participate in the resolution of adverse effects.”

# The process



# Who participates?



# Who participates?

- Tribes with prehistoric interests



# Who participates?

- Tribes with historic interests



WINDY TA GRASS-BOIES

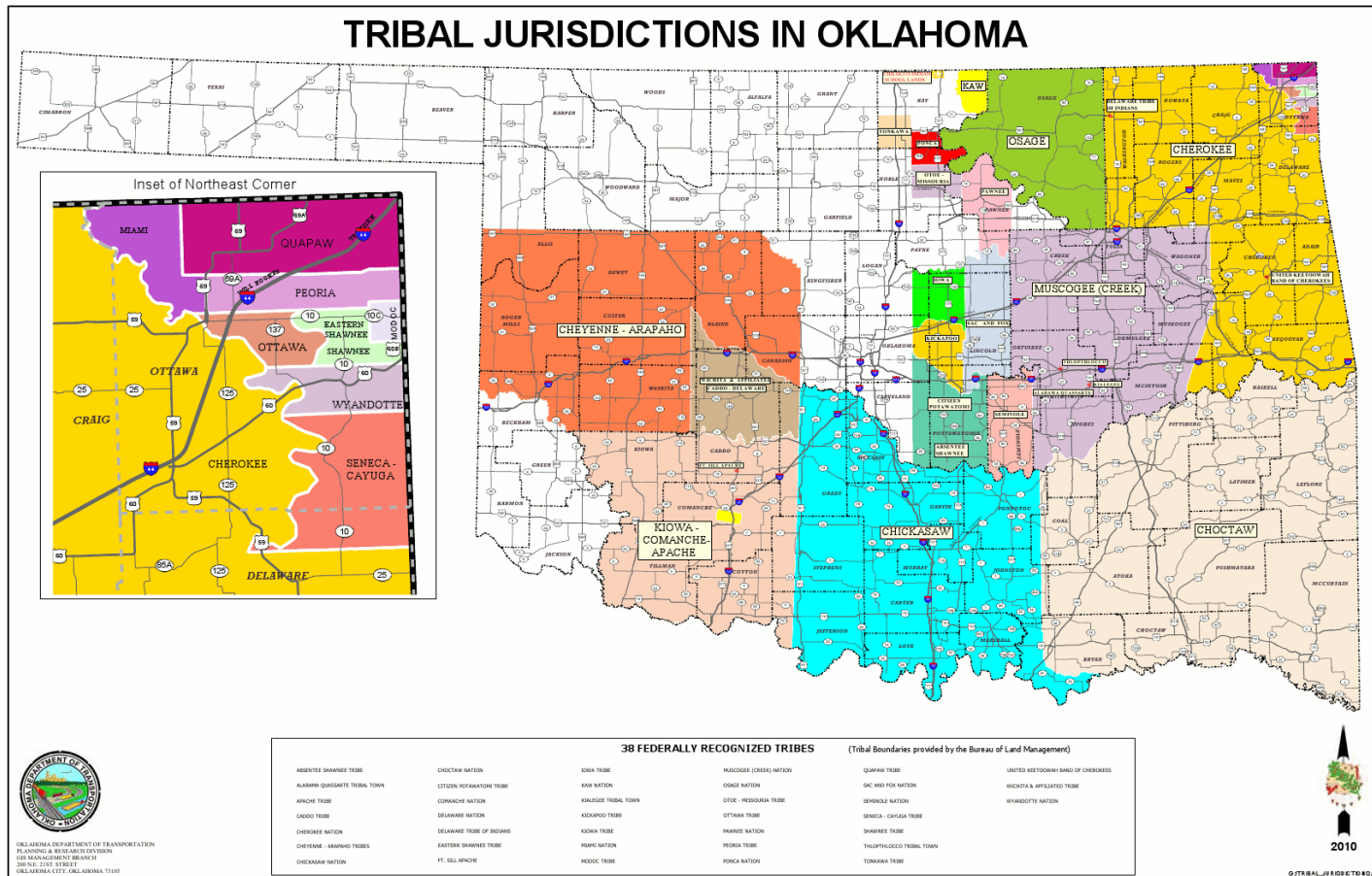


# Who participates?

- Tribes with jurisdictional interests



# Tribal jurisdictions in Oklahoma





# Types of resources



# Types of resources



# Types of resources



# Types of resources



# Types of resources



# Types of resources



# Types of resources



# Challenges and opportunities

- Isolated family burial plot within the APE of a state highway widening project.





# Challenges and opportunities

- Prehistoric archaeological materials incorporated into a causeway built by another agency within the APE of a roadway widening project.



# Challenges and opportunities

- Traditional plant resources adjacent to APE.



# Challenges and opportunities

- Site of religious, cultural, and historic importance adjacent to a bridge replacement project.



# Challenges and opportunities

- Actively used ceremonial site adjacent to a bridge replacement project on a state highway.



# Outcomes

- Tribes given an opportunity to articulate their concerns about a project's potential effects.
- Tribes can participate in the resolution of adverse effects to historic properties.
- Increased tribal participation in the Section 106 process builds relationships between agencies and tribes.
- Better relationships lead to increased information sharing.
- Information sharing leads to better and more effective project planning.
- Better planning leads to more expedient project delivery.

# The takeaway

---

- Earlier consultation is better consultation.
- Tribal consultation is a legal obligation.
- Tribal consultation is based on trust.
- Tribal consultation is based on respect.
- Tribal consultation is based on relationships.
- Tribal consultation is an ongoing process.
- Tribal consultation does not guarantee a particular outcome.

# ODOT-CRP Tribal Liaison

- Dr. Rhonda S. Fair
  - 111 Cheasapeake, Norman, OK 73019
  - (405) 325-8665
  - [rsfair@ou.edu](mailto:rsfair@ou.edu)

