

NATIVE AMERICAN HERITAGE COMMISSION

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April 19, 2024

Draft Contact List Regulations and Draft CaINAGPRA Dispute Resolution & Mediation Regulations: Updates

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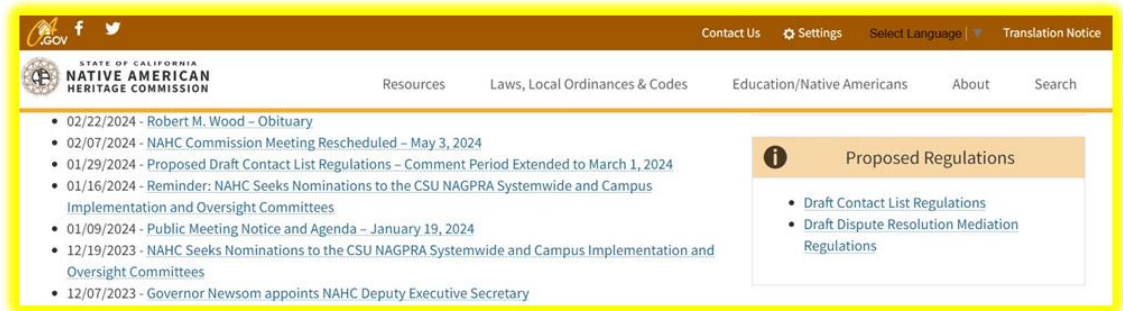
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Draft Contact List Regulations

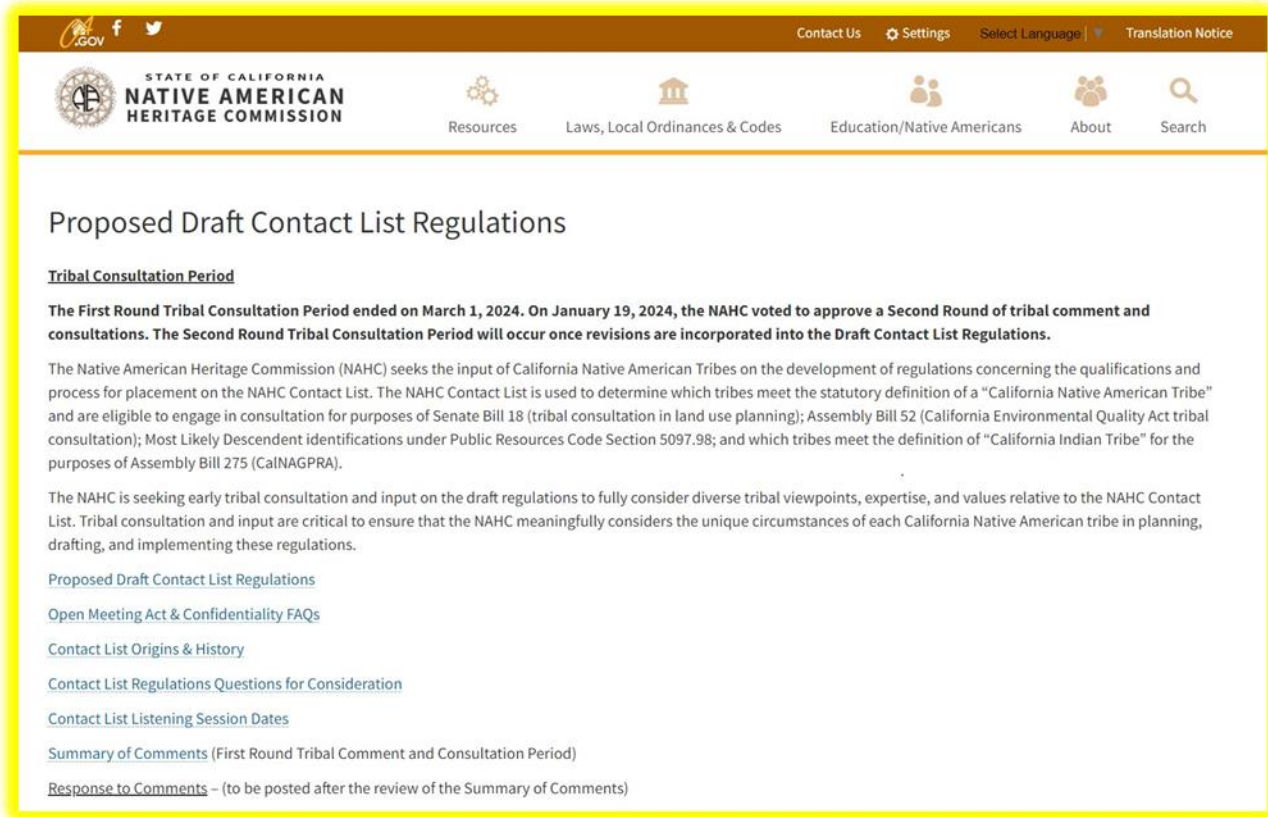
On March 02, 2024, the Commission concluded a 120+ day Tribal Comment & Consultation Period. During that time, the Commission conducted (5) In-person Round Table discussions, (4) Virtual Zoom Listening Sessions, several 1on1 Tribal Consultations, and received many written Comment Letters. Access and information about the Contact List can be found on the **NAHC Website Homepage** and access the **Proposed Regulations** Tab (**Figure 1**).

Figure 1. NAHC Homepage / Proposed Regulations



Once the **Draft Contact List Regulations** Link has been accessed (**Figure 2**), users can navigate several [links](#) to all information about the status of the Draft Contact List Regulations. The Most recent [Link](#) added is the **[“Summary of Comments”](#)** which detail all comments received based on areas of the Draft Contact List Regulations.

Figure 2. Draft Contact List Regulations



The next steps for the Draft Contact List Regulations are to thoroughly review the vast comments received and consult with Legal Counsel and the Contact List Sub-Committee which include Vice-Chairwoman Buffy McQuillen and Commission Wayne Nelson on policy decisions and direction. It may take several months to fully review and create a Second Draft of the Contact List for entire Commissioner review and eventual release for Round II Tribal Comment & Consultation Period. We anticipate these being ready by the Fall Commission Meeting for review and potential approval.

Draft CalNAGPRA Dispute Resolution & Mediation Regulations

On March 29, 2024, the Commission concluded Round II of a 60-Day Tribal Comment & Consultation Period. During this period, we conducted several 1on1 Tribal Consultations, (2) Virtual Zoom Listening Sessions, and accepted many written comments. To access all information about the CalNAGPRA Draft Dispute Resolution Mediation Regulations please see **NAHC Homepage / Proposed Regulations, (Figure 1)** then click the Mediation Link to access the **Draft Dispute Resolution Mediation Regulations (Figure 3)**.

Figure 3. Draft Dispute Resolution Mediation Regulations



The screenshot shows the homepage of the California Native American Heritage Commission (NAHC). The page title is "Proposed Draft Dispute Resolution Mediation Regulations". The main content area includes a section titled "Tribal Consultation Period" with the following text: "In August 2021, the California Native American Heritage Commission (NAHC) began tribal pre-consultations on the development of Draft Dispute Resolution Mediation Regulations. On February 7, 2022, the California Native American Heritage Commission initiated a 45-day first round tribal comment and consultation period on the Proposed Draft Dispute Resolution Mediation Regulations. On Friday, January 19, 2024, the Commission voted to circulate the revised Proposed Draft Dispute Resolution Mediation Regulations for a minimum of 60-days for a second round of tribal comment and consultation which ended Friday, March 29, 2024." Below this text are several links: "February 7, 2022, Draft Dispute Resolution Mediation Regulations", "Summary of Tribal Comments", "Current Proposed Dispute Resolution Mediation Regulations", "Overview of Changes from February 7, 2022 Draft to Current Proposed Regulations", "Summary of Comments", and "Response to Comments - (to be posted after the review of the Summary of Comments)".

A [Link](#) to the **["Summary of Comments"](#)** can be accessed for users to view all comments received by the Commission from the most recent Round II Tribal Comment & Consultation Period. We will be working with Legal Counsel and the Mediation Sub-Committee which include Chairman Reggie Pagaling and Secretary Sara Dutschke to review and make policy decisions to revise the Draft Regulations. Once a revision has been drafted, the Draft will be presented to the full Commission to determine whether to release for Round III of a Tribal Comment & Consultation Period or begin the formal APA Rulemaking process.