

## NATIVE AMERICAN HERITAGE COMMISSION

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### Draft Contact List Regulations Overview of Revisions

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On October 13, 2025, the Commission released an updated version of the draft contact list regulations for a 60-day tribal comment and consultation period. On December 11, 2025, the Commission extended the tribal consultation and comment period on the revised draft through January 26, 2026. During the 105-day tribal comment and consultation period the NAHC conducted two virtual and three in person listening sessions. Additionally, the Commission engaged in individual consultation sessions with 24 tribes. Based on the comments received, the Commission made the following major revisions:

1. For the purposes of these regulations, added a definition of a non-federally recognized tribe. (31032 (g))
2. Removed signatory of one of the eighteen unratified treaties as a criterion for inclusion on the contact list.
3. Broadened the criteria for inclusion on the contact list to specify what constitutes previous federal acknowledgement and to include notification of the opportunity to participate in SB 18 consultation as a tribe. (31035 (b) (2)-(3)).
4. Specified what documents are to be submitted in support of a request for inclusion on the contact list. (31035 (b) (1)-(3)).
5. Recognized the NAHC's role in assisting local jurisdictions and project proponents in determining which tribes are traditionally and culturally affiliated with an area and removed the requirement that the Commission approve consultation maps. Instead, the NAHC will accept all maps and share with other tribes when areas of consultation overlap. (31036).
6. Provide for voluntary mediation of map disputes. (31036 (a)(1)); 31038).
7. Consolidated sections related to Commission hearing procedures into one.