

# TRIBAL TREATY RIGHTS CONSULTATION BEST PRACTICES FLOWCHART

## CONSULTATION INVOLVES RELATIONSHIP BUILDING

Well in advance of any agency action or regulatory planning, field staff should:

**INTRODUCE** themselves to their Tribal counterparts

**DEVELOP CONSULTATION PROTOCOLS** and treaty and cultural training in consultation with affected Tribes

**ASK THE TRIBES** how to best communicate with Tribal government officials, leaders, and employees

**ASK ABOUT TRIBALLY DEVELOPED CONSULTATION LAWS AND POLICIES**

## TREATIES ARE LAWS

Field staff should **HAVE A LIST** of relevant treaties in their service areas and be familiar with them well in advance of any agency actions or decisions

**DEVELOP A LIST OF RELEVANT TREATIES AND ASSOCIATED RIGHTS** through consultation with local Tribes

**1 CONSIDER** Tribal implications of agency action, decision, or rulemaking in light of EO 13175



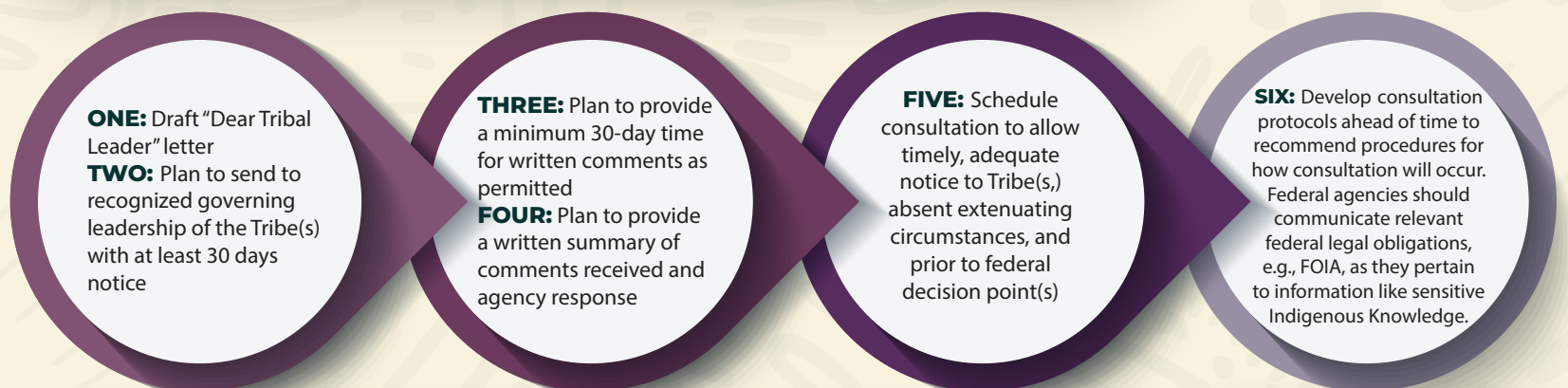
**2 IDENTIFY** applicable treaties



**3 IDENTIFY** affected Tribes and agency decision maker



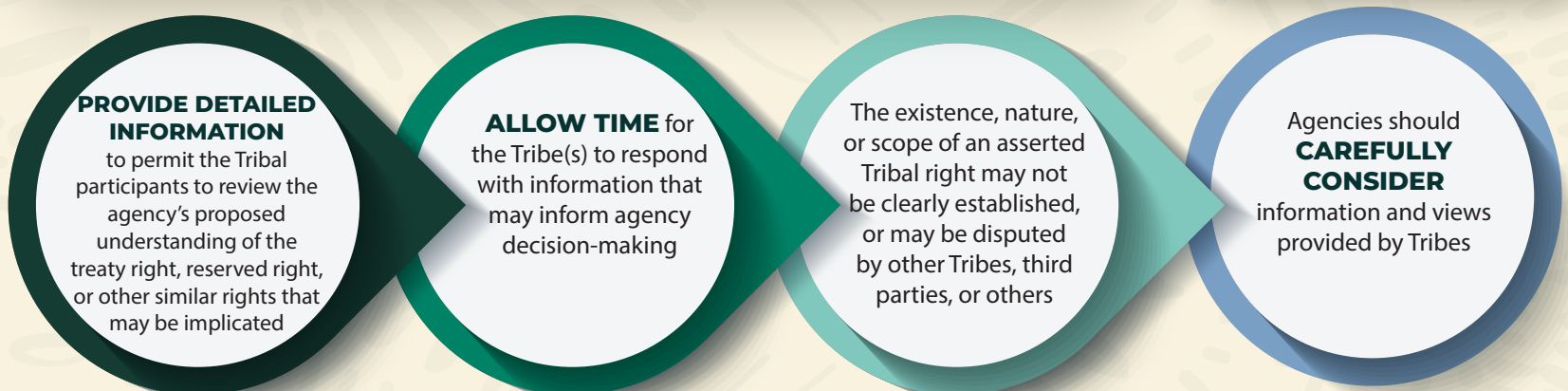
**4 INVITE** affected Tribes to consult



**5 INITIATE** consultation



**6 CONSIDER** treaty rights and statutory law in consultation with Tribes



**7 COMMUNICATE** decision to Tribe

