

Tribal Consultation

- NOTICE: “Process for Tribal Consultation in Projects That Are Reviewed Under 24 CFR Part 58”
- Extended by memo to apply to Part 50 projects
- TDAT: Tribal Directory Assessment Tool Version 2.1
- HUD HP Fact Sheet #6: Guidance on Archeological Investigations in HUD Projects



Tribal Consultation Requirement

WHO: Federally recognized Indian tribes, including Native Alaskans

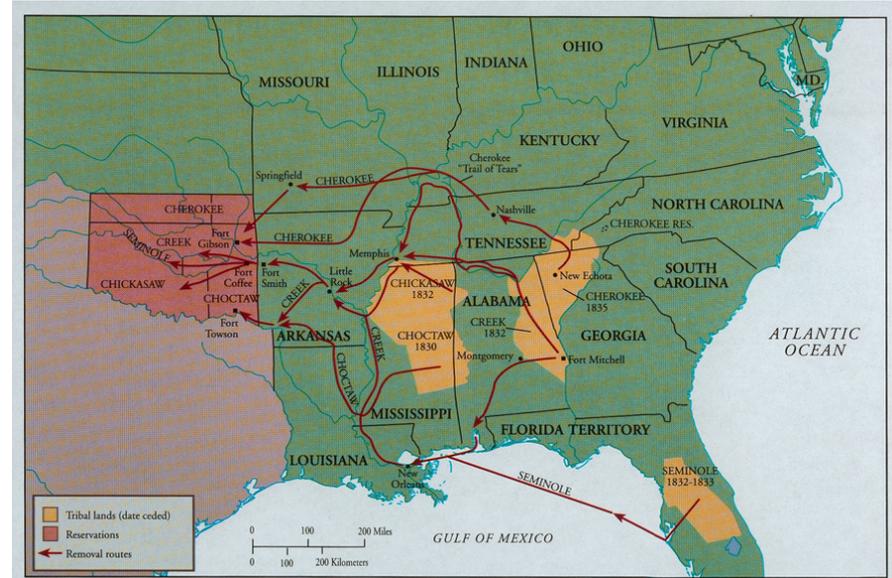
WHAT: Historic properties of religious and cultural significance to tribes

WHEN: When a project may affect historic properties of religious and cultural significance to tribes



WHO to consult?

- Consultation required ON and OFF tribal lands
- Tribes with current or ancestral interest
- Multiple tribes may have interest
- Agency official may invite or allow participation by non-federally recognized tribes



WHAT to consult about?

Historic properties of religious and cultural significance to tribes including:

- archeological sites
- burial grounds
- sacred landscapes or features
- ceremonial areas
- traditional cultural landscapes and places
- plant and animal communities
- structures with significant tribal association

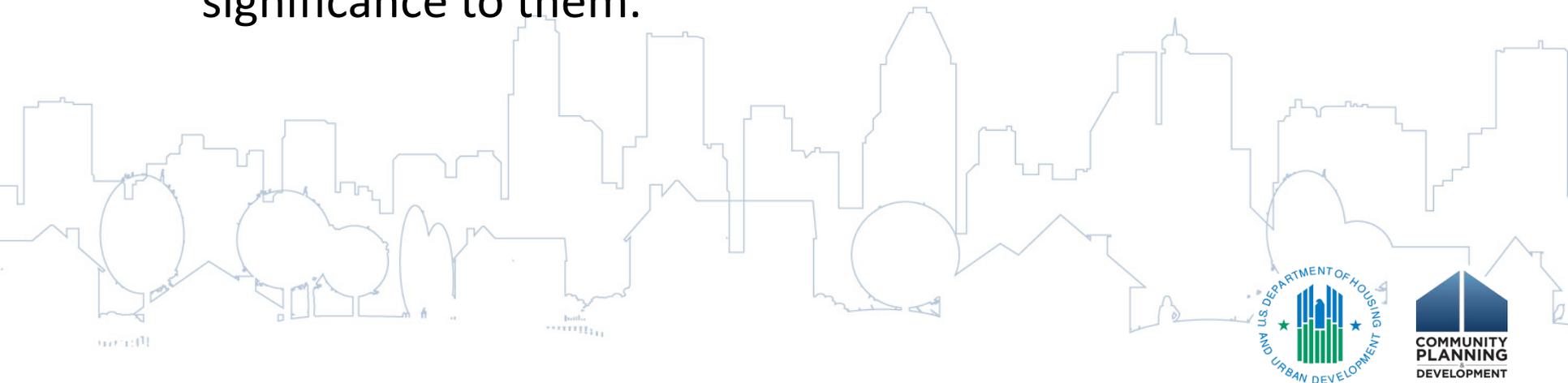




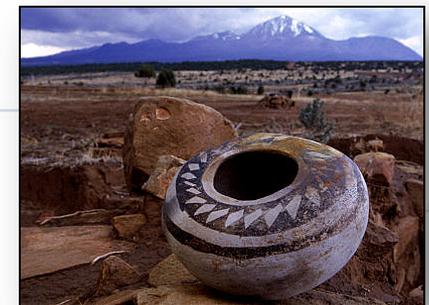
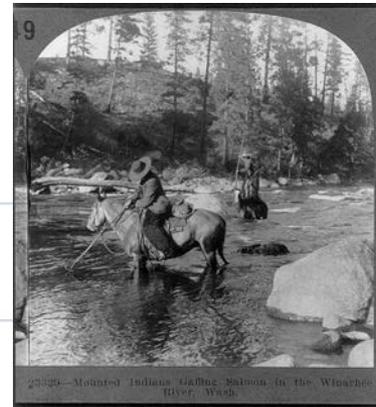
Historic properties of religious and cultural significance to Tribes

36 CFR 800.4(c)(1)

“The agency official shall acknowledge that Indian tribes and Native Hawaiian Organizations possess special expertise in assessing the eligibility of historic properties that may possess religious and cultural significance to them.”



Historic properties of religious and cultural significance to tribes



Historic properties of religious and cultural significance to tribes



WHEN to consult?

When the project involves the types of activities that may affect historic properties of religious or cultural significance to tribes including:

- ground disturbance (digging)
- new construction in undeveloped natural areas
- introduction of incongruent visual, audible, or atmospheric changes
- work on a building with significant tribal association
- transfer, lease or sale of historic properties of religious and cultural significance

Appendix A
When To Consult With Tribes Under Section 106

Section 106 requires consultation with federally-recognized Indian tribes when a project may affect a historic property of religious and cultural significance to the tribe. Historic properties of religious and cultural significance include: archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places, traditional cultural landscapes, plant and animal communities, and buildings and structures with significant tribal association. The types of activities that may affect historic properties of religious and cultural significance include: ground disturbance (digging), new construction in undeveloped natural areas, introduction of incongruent visual, audible, or atmospheric changes, work on a building with significant tribal association, and transfer, lease or sale of properties of the types listed above.

If a project includes any of the types of activities below, invite tribes to consult:

- **significant ground disturbance (digging)**
Examples: new sewer lines, utility lines (above and below ground), foundations, footings, grading, access roads
- **new construction in undeveloped natural areas**
Examples: industrial-scale energy facilities, transmission lines, pipelines, or new recreational facilities, in undeveloped natural areas like mountaintops, canyons, islands, forests, native grasslands, etc., and housing, commercial, and industrial facilities in such areas
- **incongruent visual changes**
Examples: construction of a focal point that is out of character with the surrounding natural area, impairment of the vista or viewed from an observation point in the natural landscape, or impairment of the recognized historic scenic qualities of an area
- **incongruent audible changes**
Examples: increase in noise levels above an acceptable standard in areas known for their quiet, contemplative experience
- **incongruent atmospheric changes**
Examples: introduction of lights that create sky glow in an area with a dark night sky
- **work on a building with significant tribal association**
Examples: rehabilitation, demolition or removal of a surviving ancient tribal structure or village, or a building or structure that there is reason to believe was the location of a significant tribal event, home of an important person, or that served as a tribal school or community hall
- **transfer, lease or sale of a historic property of religious and cultural significance**
Example: transfer, lease or sale of properties that contain archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, plant and animal communities, or buildings and structures with significant tribal association
- None of the above apply

Project _____ Reviewed By _____ Date _____



Activities that may affect historic properties of religious and cultural significance

- **Significant ground disturbance**

Examples: new sewer lines, utility lines, foundations, footings, grading, access roads



- **Work on a building with significant tribal association**

Examples: rehabilitation or demolition of a building or structure associated with a significant tribal event, important person, or tribal community use



Activities that may affect historic properties of religious and cultural significance

New construction in undeveloped natural areas

Examples: large-scale facilities in undeveloped natural areas



Incongruent visual, audible, or atmospheric changes

Examples: construction of a focal point that is out of character with the surrounding natural area; increase in noise levels above an acceptable standard in areas known for their quiet; excessive light in a dark night sky



Activities that may affect historic properties of religious and cultural significance

Transfer, lease, or sale of historic properties of religious and cultural significance



Tribal Directory Assessment Tool (TDAT)

TDAT: Tribal Directory Assessment Tool

- <http://egis.hud.gov/tdat/Tribal.aspx>
- Database that uses project address to identify federally recognized tribes with possible interest in a project
- Information on counties of interest was gathered from tribes in summer/fall of 2015
- Updated information will be posted in TDAT



Navigating the Main Page

Community Planning and Development

Tribal Directory Assessment Tool (TDAT) v2.0



TDAT was designed to help users quickly identify tribes and provide appropriate tribal contact information to assist with initiating Section 106 consultation. Two key aspects of TDAT are its ability to:

1. Link tribes' areas of interest down to the county level, and
2. Perform a variety of queries related to tribes.

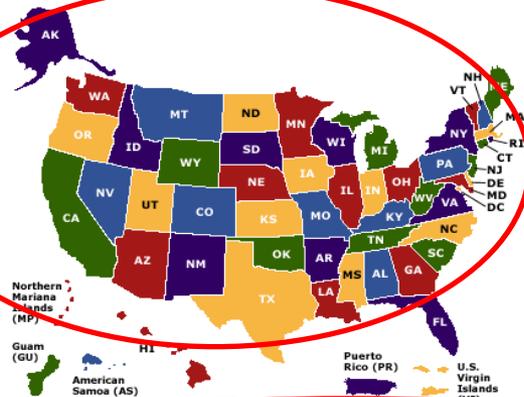
TDAT v2.0 was developed by the Office of Environment and Energy's Environmental Planning Division (EPD) to assist users with Section 106 compliance and tribal consultation.

State reports link tribes to their counties of interest in the particular state. Tribes may reside in or outside of that state. Check back frequently for updates.

Click on any state below, choose one from the list at the bottom of the page or select a tribe from the drop down control.

Select a Tribe:

--- Select One ---



- | | | | |
|------------------|------------|-----------------|------------------|
| ▶ Alabama | ▶ Idaho | ▶ Montana | ▶ Puerto Rico |
| ▶ Alaska | ▶ Illinois | ▶ Nebraska | ▶ Rhode Island |
| ▶ American Samoa | ▶ Indiana | ▶ Nevada | ▶ South Carolina |
| ▶ Arizona | ▶ Iowa | ▶ New Hampshire | ▶ South Dakota |
| ▶ Arkansas | ▶ Kansas | ▶ New Jersey | ▶ Tennessee |
| ▶ California | ▶ Kentucky | ▶ New Mexico | ▶ Texas |

Address Information

Address:

City:

State:

ZIP:

Related Information



▶ [TDAT User Guide V.2](#)

Feedback & Corrections

Send corrections and updates, as well as feedback on how the Tribal Directory Assessment Tool may be improved to ATEC@hud.gov.

To submit corrections and updates for the database, 1) use **Select a Tribe** to display existing database information, 2) press **Export to Excel** button, 3) revise the data as needed, 4) save the revised file with the name "[tribe's name] TDAT Revisions", and 5) send the revised Excel file as an email attachment.



Searching by Address

HUD.GOV
U.S. Department of Housing and Urban Development

HOME | PRESS ROOM | MULTIMEDIA | STATE INFO | PROGRAM OFFICES | TOPICS AREAS | ABOUT HUD | RESOURCES | CONTACT US

HUD > Program Offices > Community Planning and Development

Community Planning and Development

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Click on any state below, choose one from the list at the bottom of the page or select a tribe from the drop down control.

Select a Tribe:
— Select One —

Address Information

Address:

City:

State:

ZIP:

Related Information

- Assessment Tools for Environmental Compliance
- Information by State
 - Process for Tribal Consultation in HUD Projects
 - TDAT User Guide V.2

Feedback & Corrections

Send corrections and updates, as well as requests for new Tribal Directory Assessment Tool may be improved to ATREC@hud.gov

To submit corrections and updates for the database: 1) Use Select a Tribe to create existing database information; 2) press Expand to load button; 3) make the data as needed; 4) highlight cells that have changed using a Full Color or arrow; 5) save the revised file with the name "Tribal.spread TDAT Revisions"; and 6) send the revised file as an email attachment.

Map of the United States with state abbreviations. Legend includes: Alaska (AK), American Samoa (AS), Puerto Rico (PR), U.S. Virgin Islands (VI), and American Samoa (AS).

Alaska	Idaho	Montana	Puerto Rico
Alabama	Illinois	Nebraska	Rhode Island
American Samoa	Indiana	Nevada	South Carolina
Arizona	Iowa	New Hampshire	South Dakota
Arkansas	Kansas	New Jersey	Tennessee
California	Kentucky	New Mexico	Texas
Colorado	Louisiana	New York	Utah
Connecticut	Maine	North Carolina	Vermont
Delaware	Maryland	North Dakota	Virginia
District of Columbia	Massachusetts	Northern Mariana Islands	U.S. Virgin Islands
Florida	Michigan	Ohio	Washington
Georgia	Minnesota	Oklahoma	West Virginia



Address Information

Address:

City:

State:

ZIP:



Searching by Address



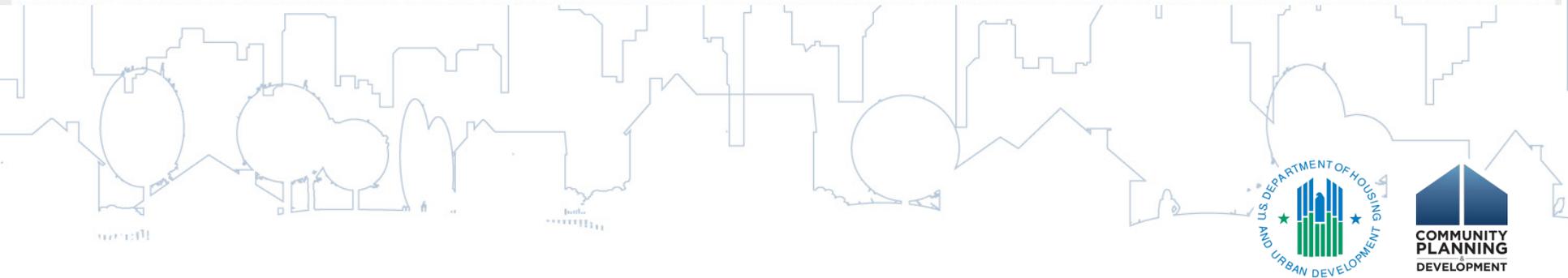
Contact Information for Tribes with Interests in Washington County, Maine



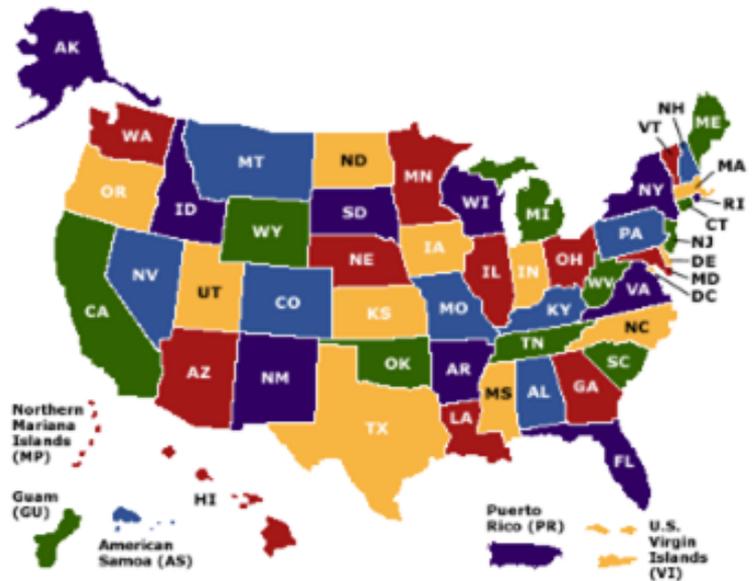
Tribal Name	Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	THPO
Passamaquoddy Tribe of Maine	Joseph Socobasin	Governor	P.O. Box 301 Princeton, ME 04668	(207) 796-2301	(207) 796-2420		governorsocobasin@gmail.com	N
Passamaquoddy Tribe of Maine	Donald Soctomah	THPO	P.O. Box 102 Princeton, ME 04668	(207) 214-4051	(207) 796-5256		soctomah@ainop.com	Y
Pleasant Point Reservation of the Passamaquoddy Tribe of Maine	Reuben Cleaves	Tribal Governor	P.O. Box 343 Perry, ME 04667	(207) 853-2600	(207) 853-6039		rcleaves@wabanaki.com	N

Export to Excel

[Return to the Tribal Main page](#)



Searching by State



Consultation in HUD Projects

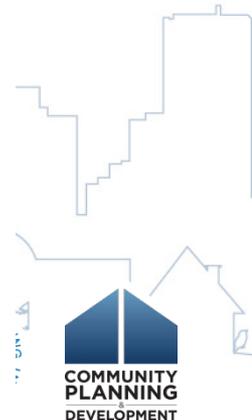
▶ [TDAT User Guide V.2](#)

Feedback & Corrections

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To submit corrections and updates for the database, 1) use Select a Tribe to display existing database information, 2) press Export to Excel button, 3) revise the data as needed, 4) highlight cells that have changed using a Fill Color of yellow, 5) save the revised file with the name "[tribe's name] TDAT Revisions", and 6) send the revised Excel file as an email attachment.

- ▶ Alabama
- ▶ Alaska
- ▶ American Samoa
- ▶ Arizona
- ▶ Arkansas
- ▶ California
- ▶ Colorado
- ▶ Connecticut
- ▶ Delaware
- ▶ District of Columbia
- ▶ Florida
- ▶ Georgia
- ▶ Guam
- ▶ Hawaii
- ▶ Idaho
- ▶ Illinois
- ▶ Indiana
- ▶ Iowa
- ▶ Kansas
- ▶ Kentucky
- ▶ Louisiana
- ▶ Maine
- ▶ Maryland
- ▶ Massachusetts
- ▶ Michigan
- ▶ Minnesota
- ▶ Mississippi
- ▶ Missouri
- ▶ Montana
- ▶ Nebraska
- ▶ Nevada
- ▶ New Hampshire
- ▶ New Jersey
- ▶ New Mexico
- ▶ New York
- ▶ North Carolina
- ▶ North Dakota
- ▶ Northern Mariana Islands
- ▶ Ohio
- ▶ Oklahoma
- ▶ Oregon
- ▶ Pennsylvania
- ▶ Puerto Rico
- ▶ Rhode Island
- ▶ South Carolina
- ▶ South Dakota
- ▶ Tennessee
- ▶ Texas
- ▶ Utah
- ▶ Vermont
- ▶ Virginia
- ▶ U.S. Virgin Islands
- ▶ Washington
- ▶ West Virginia
- ▶ Wisconsin
- ▶ Wyoming



Searching by State



Query Request

You have requested to run a query on tribal information for **South Dakota**. If you would like to see additional information for a specific county, please use the list below.

State/County queries:

Select a County in **South Dakota**. To select multiple counties, use 'Ctrl+click'.

- Aurora
- Beadle
- Bennett
- Bon Homme
- Brookings
- Brown
- Brule
- Buffalo
- Butte
- Campbell

Submit

[▶ Get All Tribes for South Dakota.](#)

[▶ Return to the Tribal Main page.](#)

Searching by State



Contact Information for Tribes with Interests in South Dakota



1 2 3

Tribal Name

Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation

This tribe's contact information:

Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	THPO
Floyd Azure	Chairman	P.O. Box 1027 Poplar, MT 59255	(406)-768-2382	(406) 768-3054		cultres@nemotel.net	N
Darrell "Curly" Youpee	THPO	P.O. Box 1027 Poplar, MT 59255	(406)-768-2382	(406) 768-3054		cultres@nemotel.net	Y

Cheyenne River Sioux Tribe of the Cheyenne River Reservation

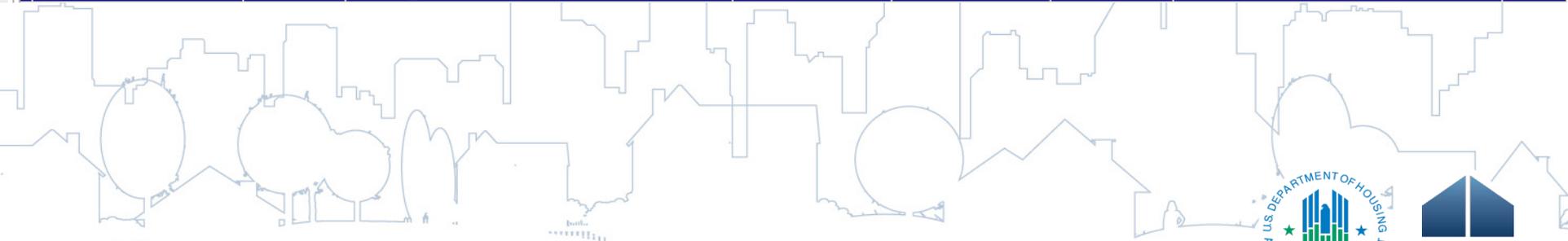
This tribe's contact information:

Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	THPO
Steven Vance	THPO	P.O. Box 590 Eagle Butte, SD 57625	(605) 964-7554	(605) 964-7552		steve.vance@crst-nsn.gov	Y
Kevin Keckler, Sr.	Tribal Chairman	P.O. Box 590 Eagle Butte, SD 57625	(605) 964-4155	(605) 964-4151		kevin.keckler@yahoo.com	N

Crow Creek Sioux Tribe of the Crow Creek Reservation

This tribe's contact information:

Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	THPO
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Searching by Tribe

TDAT v2.0 was developed by the Office of Environment and Energy's Environmental Planning Division (EPD) to Section 106 compliance and tribal consultation.

State reports link tribes to their counties of interest in the particular state. Tribes may reside in or outside of the state back frequently for updates.

Click on any state below, choose one from the list at the bottom of the page or select a tribe from the drop down

Select a Tribe:

--- Select One ---

- Wells Band of the Te-Moak Tribe of Western Shoshone Indians
- White Earth Band of the Minnesota Chippewa Tribe
- White Mountain Apache Tribe of the Fort Apache Reservation
- Wichita and Affiliated Tribes (Wichita, Keechi, Waco and Tawakonie)
- Winnebago Tribe of Nebraska
- Winnemucca Indian Colony of Nevada
- Wiyot Tribe
- Wrangell Cooperative Association
- Wyandotte Nation
- Yakutat Tlingit Tribe
- Yankton Sioux Tribe of South Dakota**
- Yavapai-Apache Nation of the Camp Verde Indian Reservation
- Yavapai-Prescott Tribe of the Yavapai Reservation
- Yerington Paiute Tribe of the Yerington Colony and Campbell Ranch
- Yocha Dehe Wintun Nation
- Yomba Shoshone Tribe of the Yomba Reservation
- Ysleta Del Sur Pueblo of Texas
- Yupit of Andreafski
- Yurok Tribe of the Yurok Reservation
- Zuni Tribe of the Zuni Reservation



Searching by Tribe

Community Planning and Development

Tribal Directory Assessment Information



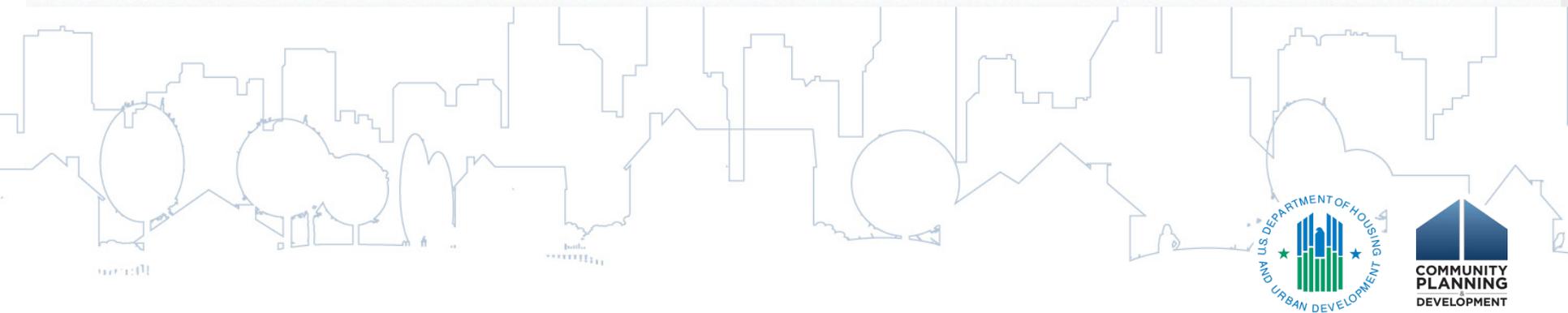
Contact Information for Yankton Sioux Tribe of South Dakota



Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	THPO
Lana Gravatt	THPO	P.O. Box 1153 Wagner, SD 57380	(605) 384-9932	(605) 384-5687		gravattlana@yahoo.com	Y
Thurman Cournoyer	Chairman	P.O. Box 1153 Wagner, SD 57380	(605) 384-3641	(605) 384-5687		thurman.cournoyer@yanktonsiouxtribe.com	N

Export to Excel

 [Return to the Tribal Main page](#)



Searching by Tribe

The screenshot shows a Microsoft Excel spreadsheet with the following columns: A (TRIBAL NAME), B (NAME), C (TITLE), D (ADDRESS), E (CITY), F (STATE), G (ZIP), H (PHONE), I (PHONE), J (PHONE), K (PHONE), L (EMAIL), M (COUNTY), N (COUNTY), O (COUNTY). The data is repeated for 83 rows, each representing a different contact within the tribe.

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
43	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Lyon	Iowa
44	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Plymouth	Iowa
45	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Sisner	Iowa
46	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Boyd	Nebraska
47	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Cedar	Nebraska
48	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Dakota	Nebraska
49	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Dixon	Nebraska
50	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Knox	Nebraska
51	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Aurora	South Dakota
52	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Beadle	South Dakota
53	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Bon Homme	South Dakota
54	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Brookings	South Dakota
55	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Brule	South Dakota
56	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Buffalo	South Dakota
57	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Charles Mix	South Dakota
58	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Clark	South Dakota
59	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Clay	South Dakota
60	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Dawson	South Dakota
61	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Douglas	South Dakota
62	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Faulk	South Dakota
63	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Gregory	South Dakota
64	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hamlin	South Dakota
65	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hand	South Dakota
66	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hanson	South Dakota
67	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hughes	South Dakota
68	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hutchinson	South Dakota
69	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Hyde	South Dakota
70	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Jerauld	South Dakota
71	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Kingsbury	South Dakota
72	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Lake	South Dakota
73	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Lincoln	South Dakota
74	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Lyman	South Dakota
75	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	McCook	South Dakota
76	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Miner	South Dakota
77	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Minnehaha	South Dakota
78	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Moody	South Dakota
79	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Sanborn	South Dakota
80	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Spink	South Dakota
81	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Turner	South Dakota
82	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Union	South Dakota
83	Yankton Sioux Tribe of South Dakota	Lana	Gravatt	THPO	P.O. Box 1153	Wagner	SD	57380	(605) 384-9932	(605) 384-5687	gravatlana@yahoo.com	Y	Yankton	South Dakota



Notice on Tribal Consultation



U.S. Department of Housing and Urban Development
Community Planning and Development

Special Attention of:

All Regional Directors
All Field Office Directors
All CPD Division Directors
All Regional Environmental Officers
All Responsible Entities
All Housing Directors
All PIH Division Directors
All Program Environmental Clearance Officers

Notice: CPD-12-006

Issued: June 15, 2012

Expires: This Notice is effective until amended, superseded, or rescinded.

Cross References:

SUBJECT: Process for Tribal Consultation in Projects That Are Reviewed Under 24 CFR Part 58

I. Purpose

The "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," 24 CFR Part 58, outlines the review process for many projects assisted with HUD programs, including those funded through CDBG, HOME, HOPE VI, HOPWA, Emergency Shelter Grants, certain Indian Housing programs, Public Housing Capital Fund, and Economic Development Initiative grants, and certain loans guaranteed by HUD. Part 58 covers many environmental areas, including historic resources. It references the "Section 106" review process for historic resources, which requires federal agencies to consult with federally-recognized Indian tribes on projects that may affect historic properties of religious and cultural significance to tribes. Under Part 58, local, state, or tribal governments become Responsible Entities (REs) and assume the federal agency's environmental review authority and responsibility for projects within their jurisdiction, including those for which they are grantees. The RE must consult with tribes to determine whether a proposed project may adversely affect historic properties of religious and cultural significance, and if so, how the adverse effect could be avoided, minimized or mitigated. This applies to projects on and off tribal lands. This Notice clarifies the steps that REs should follow in the tribal consultation process. Following this protocol ensures compliance with the requirement for certification of tribal consultation on the Request for Release of Funds and Certification (form HUD 7015.1S).

II. Background

Section 106 of the National Historic Preservation Act (16 U.S.C. 470f) and its implementing regulations (36 CFR Part 800) direct federal agencies to undertake an open, consultative process to consider the impact of their projects on historic and archeological resources. The review must

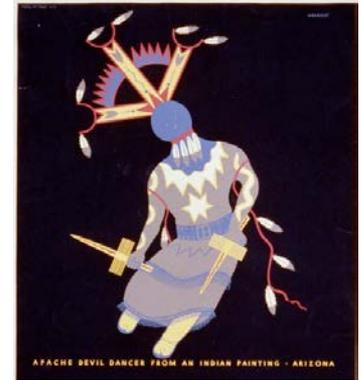
<https://www.hudexchange.info/resource/2448/notice-cpd-12-006-tribal-consultation-under-24-cfr-part-58/>



Section 106 – Step 1

Initiate Consultation

- Write a letter to the tribe(s) and invite them to consult
- Template letter available
 - Share known information
 - Inquire about historic properties
 - Include project description and map
- Letters to tribal leader and THPO
- Letter on letterhead of Agency Official, signed by Agency Official
 - if Part 50, letter is from HUD official
 - if Part 58, letter is from Responsible Entity (RE)



Assumption of Review Authority



- Section 106 regulations require “government to government” consultation, federal agency to sovereign Indian nation
- Under Part 58, REs (state, local, and tribal governments) assume the role of the federal agency in tribal consultation



Section 106 – Step 1 Initiate Consultation

- Response requested within 30 days of receipt
- Tribe requested to accept or decline consultation within 30 days, not to provide information within 30 days
- Agency Official may invite non-federally recognized tribes to be consulting parties; they may also participate as members of the public



Section 106 – Step 2

Identify and Evaluate Historic Properties

- Tribes possess special expertise in evaluating historic properties of religious and cultural significance to them.
- Confidentiality of information
- Fees
 - no fees to consulting parties for consultation
 - detailed survey documentation may be eligible project expense similar to consultant



Section 106 – Step 3

Assess Effects

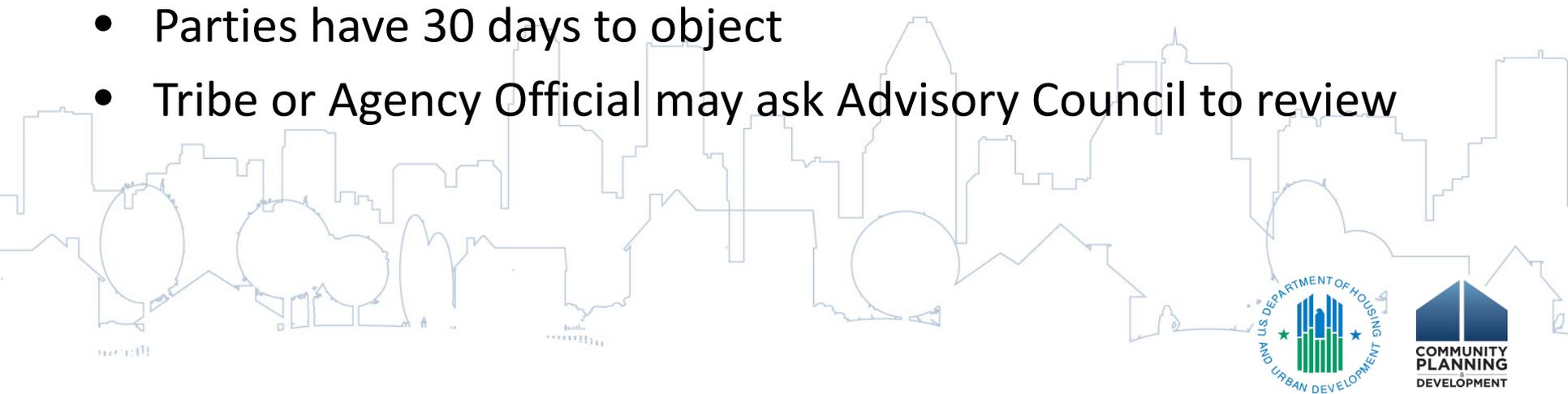
Make a Finding

- No Historic Properties Affected
- No Adverse Effect
- Adverse Effect



Notify all consulting parties of the Finding

- Parties have 30 days to object
- Tribe or Agency Official may ask Advisory Council to review





Avoid These Pitfalls

I don't need to consult with them because:

- That tribe doesn't live here now
- We had a public meeting as part of the NEPA process
- The SHPO signed off on archeology
- I don't even know who might be interested
- My consultant is doing it



Resources

Notice on Process for Tribal Consultation

<https://www.hudexchange.info/resource/2448/notice-cpd-12-006-tribal-consultation-under-24-cfr-part-58/>

TDAT

<http://egis.hud.gov/tdat/Tribal.aspx>

Section 106 Guidance

<https://www.hudexchange.info/environmental-review/historic-preservation/>

“Working Effectively with Tribal Governments” course

<http://tribal.golearnportal.org/>

