



Submit a public comment on a rule

Oregon Parks and Recreation Department

Proposed rule change:

OPRD Exclusion rule update

Date comment received:

October 31, 2023 04:26 PM

Commenter name (if provided):

Brett Kenney

Commenter email (if provided):

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Location (if provided): North Bend, OR

Public comment:

Comments to proposed changes to 736-010-0020 and 736-021-0040:

Thank you for the opportunity to comment on the proposed changes to the proposed rule changes relating to ***the exclusion of individuals from OPRD administered lands.***

I am the Tribal Attorney for the Coquille Indian Tribe, a federally recognized tribal government headquartered in Oregon. The Tribe has authorized me to share a few comments for your consideration. The comments that I make below relate to the proposed changes to 736-010-0020, but the Tribe intends for them to apply also to the corresponding text of 736-021-0040.

Research indicates that violations of cultural resource protections can result in an exclusion of an individual because it "affects" Park resource" as defined in OAR 736-010-0015(17). We request confirmation that our understanding is correct.

» Tribe further requests that the Rule provide

a.

OPRD to notify the Tribe in the event of any appeal of any exclusion order when the underlying basis for the exclusion involved a violation of cultural resources, human remains or archeological resources; and

b.

The Tribe to have an opportunity to intervene or otherwise participate in any such appeal.

Thank you.