TRIBAL CULTURAL ITEMS TASK FORCE

MEETING MINUTES

Date: April 19, 2018

Time: 9:00 a.m. – 12:00 p.m.

Location: Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive, Classroom Conference Room
Salem, OR 97301

Task Force Members Present:

Brenda Meade	Coquille, Co-Chair
Danny Santos	Co-Chair
Aaron Ashley (by phone)	CTUIR
Perry Chocktoot	Klamath
Robert Kentta	Siletz
Michael Langley	Grand Ronde
Brigette McConville (by phone)	Warm Springs
Jessie Pluard (by phone)	Cow Creek
Diane Teeman	Burns Paiute
Karen Quigley	Legislative Commission on Indian Services
Dustin Buehler	Governor's Office
Chris Allori	Oregon State Police
Jon Erlandson	U of O / Museum of Natural and Cultural History
Patrick Flanagan	Oregon Department of Justice
Dennis Griffin	State Historic Preservation Office

Additional Attendees:

Kassie Rippee	Coquille
Chief Don Ivy	Coquille
Teara Farrow Ferman (by phone)	CTUIR
Jason Younker	U of O
Briece Edwards	Grand Ronde
Jesse Beers	CTCLUSI
Chief Warren Brainard	CTCLUSI
Stacy Scott	CTCLUSI
Julie Penry (by phone)	OSU
Dawn Marie Alapisco (by phone)	OSU

Documents: **Agenda, List of task force members, Executive Order #17-12**

Agenda Item #1: **Welcome, Introductions & Opening Remarks**
Facilitators - Brenda Meade and Danny Santos

Task Force co-chairs Brenda Meade and Danny Santos gave brief opening remarks regarding the Task Force's charge and the importance of its work. Task Force members and guests briefly introduced themselves.

Agenda Item #2: **Overview of Executive Order 17-12's Intended Scope**
Facilitators - Karen Quigley and Dustin Buehler

Karen Quigley and Dustin Buehler gave a brief overview of Executive Order 17-12, which was followed by discussion among Task Force members regarding the Executive Order's scope.

Among other things, Task Force members discussed the following:

- Currently we do not know what is out there in terms of cultural items housed by state agencies and other institutions. Additionally, agencies may not know what "cultural items" are.
- The Task Force must ensure that every tribe is heard, and must keep Governor Brown updated on its progress in the months ahead.
- An educational piece is essential to ensuring compliance by state agencies, universities, community colleges, and other entities.
- In terms of the Task Force's report to Governor Brown regarding implementation and next steps, the Task Force recognizes that the Governor's authority is greatest in the context of state executive-branch agencies, which may represent the best opportunity to make headway on these issues, at least initially.
- Several voices not currently around the table may be important to the conversation in the months ahead, including K-12 schools, community colleges, individuals at the county level (perhaps representatives from the Association of Oregon Counties), the Oregon Historical Society, county historical museums, and Oregon State Archives and/or the Oregon State Library.

Additionally, several Task Force members emphasized their view that messaging around the Task Force's work must focus on stewardship,

rather than repatriation (at least initially), so agencies and other entities view this as a collaborative endeavor.

Agenda Item #3: **Proposal: Use Government-to-Government Model to Facilitate Engagement between Tribes and State Agencies regarding Cultural Items**

Facilitator - Karen Quigley

The Task Force then discussed a concept presented by Karen Quigley, in which the Task Force could use the government-to-government framework to facilitate coordination and communication between the state and tribes regarding tribal cultural items.

Under that framework, each agency could be required to have a policy regarding the treatment of cultural items, as well as the obligation to appoint a key contact. Each agency's policy would specify how the agency plans to communicate with tribes regarding cultural items within its possession, and how it plans to educate agency employees regarding that policy. Additionally, annual agency training (at the summit or otherwise) would add an educational and accountability piece.

Discussion ensued, and included the following points:

- The need for some kind of survey to find out what's out there (what's in the possession of state agencies and other state entities).
- The endgame for all of this should be access; if tribes have knowledge of and access to cultural items in the possession of state entities, then the state and tribes can discuss the best next steps.
- Several Task Force members emphasized the importance of the educational piece, noting that for state agencies that component is one of the most valuable parts of the existing government-to-government framework.
- The agencies who may benefit most immediately from using a government-to-government framework in this context may by the land management agencies. But the scope of this work should be broader, offering an educational component to all state entities.
- Other models can serve as templates, such as Warm Springs' "Harmony Workshop" (used to educate federal agencies).

- Several Task Force members emphasized the need to carefully define the meaning of "cultural items," as well as the survey approach/methodology.

Agenda Item #4: **Brainstorming Session: Other Issues to Research and Flag for Discussion at Upcoming Meetings**
Facilitators - Brenda Meade and Danny Santos

Task Force members continued their discussion regarding the voices needed around the table (K-12, community colleges, counties, libraries, etc.), as well as the discussion regarding the meaning and scope of "cultural items." Several persons noted the tension between a broad definition that encompasses all items that tribes would consider to be a part of their culture, and a narrower definition that might be more workable and/or understandable for implementation purposes.

For the purposes of discussing and refining a definition of "cultural items," the Task Force created a subcommittee and tasked that subcommittee with reporting back at the next meeting. Subcommittee members include: Kassie Rippee (chair), Jesse Beers, Perry Chocktoot, Briece Edwards, Jon Erlandson, Teara Farrow Ferman, Patrick Flanagan, Dennis Griffin, Robert Kentta, Brigette McConville, Jessie Plueard, and Diane Teeman.

Task Force members also brainstormed the type of presentations and information at future Task Force meetings that might be useful (ideas included presentations from and/or regarding higher education institutions, and from the League of Oregon Cities and the Association of Oregon Counties). Several persons expressed interest in obtaining a list of state executive-branch agencies that are currently part of the government-to-government framework, as well as a list of community colleges so Task Force members can reach out to individuals at those schools.

Agenda Item #5: **Next Meeting and Closing Thoughts**

The Task Force agreed to hold three-hour meetings every month, from now until the summit (and possibly beyond the summit, depending upon whether the Task Force has completed its business).

The Governor's Office agreed to send out a Doodle Poll to get members' availability for future Task Force meetings. Those interested in hosting meetings will email the Governor's office.

Task Force members expressed their preference that meetings be held around the state.

Karen Quigley announced that LCIS will hold a spring discussion on tribal cultural items on May 15 at Willamette University.

AGENDA

Meeting – Task Force on Oregon Tribal Cultural Items

Date: April 19, 2018

Time: 9:00 a.m. – 12:00 noon

Location: Classroom, Oregon Department of Fish and Wildlife
4034 Fairview Industrial Drive SE, Salem

9:00 a.m. – 9:20 a.m.	**Welcome, Introductions & Opening Remarks** – Tribal Cultural Items Task Force Co-Chairs Brenda Meade and Danny Santos
9:20 a.m. – 10:00 a.m.	**Overview of Executive Order 17-12's Intended Scope** – Karen Quigley and Dustin Buehler **Discussion** – facilitated by Task Force Co-Chairs
10:00 a.m. – 10:45 a.m.	**Proposal: Use Government-to-Government Model to Facilitate Engagement between Tribes and State Agencies regarding Cultural Items** – Karen Quigley **Discussion and Next Steps** – facilitated by Task Force Co-Chairs
10:45 a.m. – 11:00 a.m.	**BREAK**
11:00 a.m. – 11:45 a.m.	**Brainstorming Session: Other Issues to Research and Flag for Discussion at Upcoming Meetings** – facilitated by Task Force Co-Chairs **Appointment of Issue Subcommittees** (if necessary)
11:45 a.m. – 12:00 p.m.	**Next Meeting and Closing Thoughts**

FIRST	LAST	CULTURAL ITEMS TASK FORCE - REPRESENTING
Chris	Allori	Sgt. w/OSP-F&W Division
Aaron	Ashley	BOT At Large member/CTUIR Appointee
Jesse	Beers	CTCLUSI-Cultural Stewardship Manager
Dustin	Buehler	Governor's Deputy GC
Perry	Chocktoot	Klamath Council and Culture & Heritage Director
Jon	Erlandson (Doctor)	HECC Appointee and Director OMCNH
Patrick A.	Flanagan	Assist. Attorney in Charge - Environmental & Cultural Resources Enforcement Unit-DOJ
Dennis	Griffin	Oregon SHPO
Robert	Kentta	Siletz Tribal Council & Cultural Resources Director/Siletz Appointee
Michael	Langley	CTGR Tribal Council/CTGR Appointee
Brigette	McConville	Warm Springs Tribal Council Representative - Seekseequa District
Brenda	Meade	Chair of Task Force & Tribal Chairperson Coquille Indian Tribe
Jessie	Plueard	Cultural Program Manager & THPO/Cow Creek Appointee
Karen	Quigley	LCIS Appointee
Danny	Santos	Co-Chair/Retired Willamette Law Assoc./Co-Chair of Task Force
Diane L.	Teeman	Culture & Heritage Director-Burns Paiute
		Other Representati
Jason	Younker (Doctor)	Assist. Vice-President & Advisor to the President on Sovereignty & Gov't to Gov't Relations, U of O/Observer
Kassie	Rippee	THPO-Coquille Tribe/Observer
Stacy	Scott	CTCLUSI, Tribal Historic Preservation Officer
Briece	Edwards	Grand Ronde, Historic Preservation
Donald	Ivy	Chief, Coquille
Teara	Farrow Ferman	CTUIR
Warren	Brainard	Chief, CTCLUSI

EXECUTIVE ORDER NO. 17-12

In 1996, Executive Order 96-30 formally established government-to-government relations between the State of Oregon and the nine federally recognized Indian Tribes that reside within Oregon's borders. For more than twenty years, the State of Oregon has benefitted from the resulting increased communication with Tribal Governments about state and tribal interests.

Oregon's Tribes have an interest in obtaining information relating to cultural items currently held in storage or on display at Oregon state agencies, state universities, colleges, and public schools. Some of these items are associated with Oregon's Tribes, and the Tribes and the State share an interest in determining the provenance, the appropriate custodian, and the appropriate storage or display of such items.

There has never been a survey of how many of these items currently are held in storage by or on display within a State agency or public academic institution, and no complete inventory of such items exists. The State of Oregon and Oregon's Tribes deserve an established process to determine best practices for gathering information about these types of cultural items associated with Oregon Tribes, and for determining the most appropriate "next steps" for establishing workable strategies and plans for discussion regarding these cultural items and/or return of the items to associated Oregon Tribes.

NOW THEREFORE, IT IS HEREBY DIRECTED AND ORDERED:

1. There is established a Task Force on Oregon Tribal Cultural Items ("the Task Force").

2. The Members of the Task Force shall include the following (members identified in paragraphs (e) – (h) shall be invited by the Governor, with the understanding that the relevant bodies may determine whether or not to participate by recommending members for appointment to the Task Force):

    a. The Governor's Legal Counsel or other designee;

    b. Any additional member of the Governor's staff as directed by the Governor;

c. A representative of the State Historic Preservation Office, appointed by the Governor upon recommendation of the Director of the Oregon Parks and Recreation Department;

d. A State Agency Director, appointed by the Governor;

e. A representative of the Legislative Commission on Indian Services;

f. A representative from each of the nine federally recognized Oregon Tribes;

g. One or more representatives of one or more public universities or colleges, appointed by the Governor;

h. One or more representatives of primary or secondary Oregon public schools, appointed by the Governor.

i. Other Members as invited by the Governor.

3. The Governor's Legal Counsel shall be responsible for convening the Task Force.

4. The Task Force's purpose is to provide advice to the Governor.

5. The Task Force shall meet to consider a process for a soliciting information from state public institutions and agencies about items they may have in storage or on display associated with Oregon Tribes.

6. The Task Force shall submit a report to the Governor summarizing its findings and recommending:

   a. A process to survey public institutions and agencies regarding these cultural items; and

   b. A timeline for completion of the survey and proposals for "next steps."

EXECUTIVE ORDER NO. 17-12
PAGE THREE

7. The report to the Governor shall be submitted no more than one year after the first convening of the Task Force.

Done at Lincoln City, Oregon, this 2nd day of November, 2017.

Kate Brown

Kate Brown
GOVERNOR

ATTEST:

Dennis Richardson
SECRETARY OF STATE