



TRIBAL AFFAIRS

Kate Brown, Governor



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October 15, 2021

Dear Members of the Oregon Psilocybin Advisory Board:

Thank you for your service as you advise OHA on requirements, specifications and guidelines for providing psilocybin services in Oregon. We are especially appreciative of our tribal government partners who are or will be serving on the board and its subcommittees.

As I shared during the September 2021 board meeting, OHA, as a state agency, has a unique government-to-government relationship with the nine federally-recognized Tribes in Oregon that is governed by SB770 codified into ORS 182.162 to 182.168 and OHA's subsequent Tribal Consultation Policy. The Oregon Psilocybin Advisory Board (Board) was established within the Oregon Health Authority by Ballot Measure 109, and as such is subject to these same statutes and policy. *See* ORS 182.162 and ORS 358.635-. "State agency" includes all officers, employees, agencies, boards, committees and commissions of the legislative, executive, administrative and judicial branches of state government. [1979 c.205 §5; 1991 c.240 §1]

As the Oregon Psilocybin Advisory Board conducts its work, it must do so within the context of the government-to-government relationship between OHA and the nine tribal governments in Oregon. While individual board members may have conversations with individual tribal members, those tribal members can not represent the tribal government perspective within OHA's government-to-government relationship. Angie Allbee, section manager for Oregon Psilocybin Services (OPS), in coordination with me, met with the Tribes at an OHA Tribal Monthly Meeting to provide an overview of the implementation of Measure 109 and request input from tribal government representatives about if and how they would like to engage in the OPS board and subcommittee work. During that meeting, the tribal representatives on the board and subcommittee(s) were discussed and recommendations were made.

At this point in the government-to-government process, the Tribes will determine and inform OHA if and when they would like further engagement on this topic. In addition, per OHA's Tribal Consultation Policy, OHA will send a formal letter to tribal government leaders when the OPS rulemaking process starts asking if they would like to participate in a formal tribal consultation, individually and/or collectively, on this topic.

If you have additional questions about OHA's government-to-government relationship with the nine federally-recognized Tribes in Oregon, please reach out to Angie Allbee.

Again, thank you for your service in this groundbreaking work.

Sincerely,

A handwritten signature in blue ink that reads "Julie Johnson". The signature is written in a cursive style with a large, looped "J" and a trailing flourish.

Julie Johnson
Tribal Affairs Director