National NAGPRA

NAGPRA Section 3: Comprehensive Agreement Checklist

Under 43 CFR 10.5, Federal agencies are encouraged to develop comprehensive agreements where agency land management activities may affect Native American cultural items on Federal lands. Like a plan of action, the comprehensive agreement must document compliance with ARPA, especially 43 CFR 7.7 – 7.9, regarding requirements for permits on Indian lands.

☐ Agreement is with a –
  □ Indian tribe
  □ Native Alaskan village
  □ Native Alaskan corporation
  □ Native Hawaiian organization

☐ The tribe, village, or organization above –
  □ Has claimed –
    □ Human remains
    □ Funerary objects
    □ Sacred objects
    □ Objects of cultural patrimony
  OR
  □ Is likely to claim –
    □ Human remains
    □ Funerary objects
    □ Sacred objects
    □ Objects of cultural patrimony

☐ Agreement addresses Federal agency land management activities that could result in –
  □ The locating of Native American –
    □ Human remains
    □ Funerary objects
    □ Sacred objects
    □ Objects of cultural patrimony

☐ Agreement documents a process for carrying out the requirements of 43 CFR 10, Subpart B for –
  □ Standard consultation procedures
  □ Determination of custody/ownership consistent with 43 CFR 10.6
  □ Treatment and disposition of –
    □ Human remains
    □ Funerary objects
    □ Sacred objects
    □ Objects of cultural patrimony

☐ The agreement is signed by the appropriate parties

☐ The signed agreement or correspondence related to the efforts to reach such agreement constitutes proof of consultation under 43 CFR 10

☐ A comprehensive agreement may serve in lieu of a Plan of Action, but does not replace a Notice of Intended Disposition