

NAGPRA Webinar

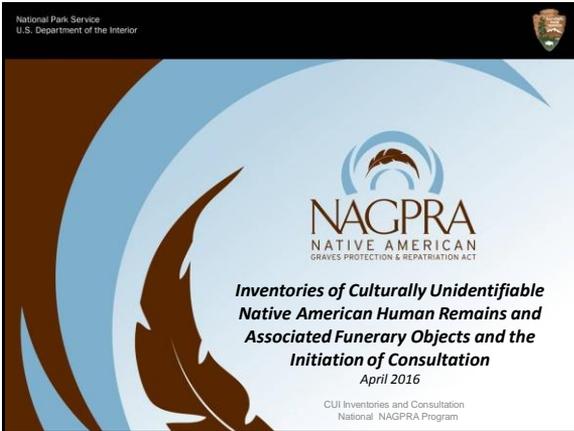
Welcome! The webinar will commence momentarily.

To join the session by phone
Conference Number: 866-640-9795
Participate Code: 5364388

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Webinar Tips

- Use the chat function to ask questions during the presentation
- Mute your line with a Mute button or press *6
- The PowerPoint presentation was emailed to all registrants
- This webinar will be recorded and available upon request
- For technical support call Lesa at 605-209-2726

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Goal

In completing inventories under NAGPRA, museums and Federal agencies will consult with Indian tribes and Native Hawaiian organizations on the Native American human remains and associated funerary objects under their control to the extent possible, based on the information they possess, prior to determining that the human remains and associated funerary objects are culturally unidentifiable.

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Webinar Outline

1. **Inventory Completion**
2. The Inventory Process: Consultation
3. The Role of the Native American Graves Protection and Repatriation Review Committee
4. Next Steps for Museums and Federal Agencies

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25 U.S.C. 3003(a) & (b)

Under NAGPRA, each museum and Federal agency shall compile an inventory:

- Of human remains and associated funerary objects in their possession or control
- In consultation with Indian tribes and Native Hawaiian organizations
- That includes, when possible, cultural affiliation determinations

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43 CFR 10.9(d)

Each inventory will consist of two separate documents:

1. A list of all human remains and associated funerary objects identified as being culturally affiliated (CA inventory)
2. A list of **culturally unidentifiable** human remains and associated funerary objects for which no culturally affiliated present-day Indian tribe or Native Hawaiian organization can be determined (CUI inventory)

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43 CFR 10.2(e)(2)

Human remains and associated funerary objects are culturally unidentifiable when *“no lineal descendant or culturally affiliated Indian tribe or Native Hawaiian organization has been identified through the inventory process [at 43 CFR 10.9].”*

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43 CFR 10.9(b)(1)

During the inventory process, museum and Federal agencies officials must consult with those Indian tribe officials and traditional religious leaders for human remains and associated funerary objects:

- that are from their tribal lands
- that are, or are likely to be, culturally affiliated
- that are from their aboriginal lands

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Tribal and Aboriginal Lands

“Tribal land” and “aboriginal land” affiliation constitutes geographical information. Geographical information is relevant for determining whether an Indian tribe is likely to be culturally affiliated with the human remains and associated funerary objects (*see* 25 U.S.C. 3005(a)(4) and 43 CFR 10.14(e)).

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Likely Cultural Affiliation

Although cultural affiliation may not be clearly identified in its information, a museum or Federal agency may identify Indian tribes who are “likely to be culturally affiliated” with human remains and associated funerary objects based on reasonable belief through the information, such as geographic origin or acquisition circumstances (*see* 25 U.S.C. 3003(d)(2)(C)).

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43 CFR 10.9(b)(2)

Inventory Consultation:

- Should be as early as possible
- Should be no later in the process than the time at which the investigation into the cultural affiliation of human remains and associated funerary objects is being conducted
- May be initiated by a letter, but should be followed up by telephone or face-to-face dialogue

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25 U.S.C. 3006(a) & (c)

The Review Committee was established, in part, to monitor and review the implementation of the inventory and identification process.

The Review Committee is responsible for compiling an inventory of culturally unidentifiable human remains (CUHR) in the possession or control of each Federal agency and museum and recommending specific actions for developing a process for disposition.

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Review Committee Request

In 2013, the Review Committee requested that the National NAGPRA Program report to it on inventories of culturally unidentifiable human remains that lack evidence showing the museum or Federal agency had engaged in consultation under the inventory process at 43 CFR 10.9 prior to determining that the human remains are culturally unidentifiable.

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CUI Report

On April 14, 2014, during the 52nd meeting of the Review Committee, the National NAGPRA Program presented the requested report* – *Museums' and Federal Agencies' Culturally Unidentifiable Inventories with No Indication of Mailing to Tribes* (CUI Report).

*The information for the CUI Report was collected from the Program's electronic inventories database.

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CUI Report – April 2014

The April 2014 CUI Report identified **247 museums and 76 Federal agency units** whose inventory **did not** indicate a copy of the inventory was delivered to an Indian tribe or Native Hawaiian organization. The number of individuals whose human remains were represented in these inventories was 24,516.

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CUI Report Statistics

April 2014

247 museums
76 Federal agency units
24,516 individuals

February 2016

189 museums
47 Federal agency units
16,903 individuals

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Next Steps

1. Review current version of CUI Report for inclusion of your museum/Federal agency
2. If named, review your information for accuracy
3. If inaccurate, clarify the information
4. If accurate, take steps to undertake consultation

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1. CUI Report - Current Version

The CUI Report is updated regularly. For the most up-to-date version, go to:

<http://www.nps.gov/nagpra/DOCUMENTS/INDEX.htm#Review>

Click on NPS IRMA Portal and find report titled: CUI-no-indication-of-mailing-to-tribes-updated

Look for your institution.

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2. Review for Accuracy

If your museum/Federal agency is named in the CUI Report, review the information in your culturally unidentifiable inventory for accuracy.

Culturally Unidentifiable (CUI) Native American Inventories Database

<http://grantsdev.cr.nps.gov/Nagpra/CUI/>

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3. Correct Inaccurate Information

Inform National NAGPRA , and provide updated information, if the information in your culturally unidentifiable inventory is inaccurate, such as:

- Consultation efforts previous to the CUI Report were not recorded in the inventory process
- Consultation occurred subsequent to the CUI Report
- Consultation is an impossibility because no consulting party can reasonably be identified based on information in your possession

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4. Initiate Consultation

If your museum/Federal agency did not undertake the consultation component of the inventory process and a consulting party can reasonably be identified:

- Initiate consultation
- Update your inventory information to reflect the consultation efforts

If you need assistance, contact the National NAGPRA Program at: nagpra_info@nps.gov

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Help and Reference

Reference Information:

Native American Consultation Database (NACD)

<http://grantsdev.cr.nps.gov/Nagpra/NACD/>

Indian Affairs Tribal Leaders Directory

<http://www.bia.gov/WhoWeAre/BIA/OIS/TribalGovernmentServices/TribalDirectory/index.htm>

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Help and Reference

Links to relevant maps

<http://www.nps.gov/nagpra/DOCUMENTS/INDEX.htm>

Indian Land Cessions by state

http://www.nps.gov/nagpra/ONLINEDB/Land_Cessions/INDEX.HTM

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Help and Reference

Recorded webinar videos:

Determining Aboriginal Lands under NAGPRA

<https://www.youtube.com/watch?v=fMHqJmnhXx0>

A Demonstration of National NAGPRA Databases

<https://www.youtube.com/watch?v=n-92sErcjb0>

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Questions?

Unmute phones or use the chat function

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Contact the National NAGPRA Program

National NAGPRA Program
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Washington, DC 20005

202-354-2201
202-371-5197 (fax)

E-mail: NAGPRA_Info@nps.gov
<http://www.nps.gov/nagpra>

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2016 Training

National NAGPRA and the National Preservation Institute (NPI) have partnered to offer in-depth training on issues related to NAGPRA implementation. These training seminars are designed to provide participants with the practical knowledge and tools to support their NAGPRA efforts. For information on the seminars, as well as scholarship and travel grant opportunities, go to <http://www.nps.gov/nagpra/Training/INDEX.HTM>



Culturally Affiliated Human Remains Not in Notices National NAGPRA Program

2016 Webinars

- May 17** *Facilitating Consultation and Repatriation or Disposition of Cultural Items from Michigan: The Work of MACPRA*
- Aug. 16** *NAGPRA's Application to State and Local Governments*

<http://www.nps.gov/nagpra/Training/INDEX.HTM>

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2016 Review Committee Meetings

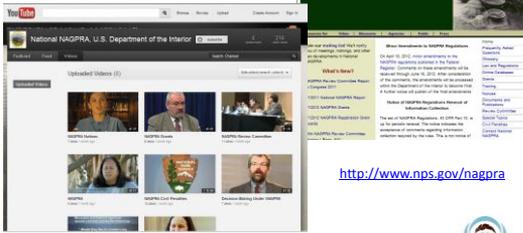
- July 13-15** *Missoula, Montana*
- Sept. 13** *Telephonic*

<http://www.nps.gov/nagpra/REVIEW/ANNOUNCEMENTS.htm>

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Internet Resources

Watch our 8 training videos on You Tube:
<http://www.youtube.com/channel/UCnW4tYwRskuv9OUgG0rzQ>



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Thank you!

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