

	COMMISSION POLICY	IDENTIFIER	EFFECTIVE DATE
		10240 (was 10140)	1-25-07
		SUPERSEDES	DATED
		NEW	
RESPONSIBLE ORGANIZATION: MDOT			
SUBJECT: Tribal Affairs Policy			

On May 12, 2004, Governor Granholm signed Executive Directive 2004-5 to carry out commitments from the 2002 Government-to-Government Accord with Michigan's federally-acknowledged Indian tribes. This Michigan Department of Transportation (MDOT) policy ensures that MDOT operates in accordance with the Governor's Executive Directive 2004-5 and federal law. This directive reaffirms the recognition of and fully supports the government-to-government relationship that exists between the State of Michigan and federally-acknowledged Michigan Indian tribes. It aligns with MDOT's mission to provide the highest quality integrated transportation services for economic benefit and improved quality of life. Through this policy, MDOT will pursue a proactive and consistent process in tribal affairs.

1. MDOT shall appoint an individual (Tribal Affairs Coordinator) to be responsible for department-wide coordination of the Tribal Affairs Program, operating under the guidance of the Director and the Chief Administrative Officer. The Tribal Affairs Coordinator shall annually report departmental interaction with the governments of the federally-acknowledged Indian tribes to the Governor's Advisor on Tribal-State Affairs.
2. MDOT shall prepare Tribal Affairs Program procedures/guidelines consistent with directives from the Governor's office, which shall identify the roles and responsibilities of the department and coordinator in the function and administration of these government-to-government relationships. In accordance with federal and state laws, regulations, and policies, the department will incorporate early and continuous government-to-government consultations with federally-recognized tribes into the development of processes and products on any issue that may impact tribal interests including, but not limited to, the following:
 - State Long-Range Transportation Plans
 - Pending and/or Proposed Policies, Rules, Legislation, and/or Regulations
 - Five-Year Transportation Program
 - State Transportation Improvement Program
 - Memorandums of Agreement/Understanding
 - Project Accord Agreements
 - Asset Management
 - Access Management
 - Context Sensitive Solutions
 - Tribal Affairs Annual Report
 - Indian Reservation Roads Inventory

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3. The Tribal Affairs Coordinator will be responsible for facilitating the implementation of the Tribal Affairs Program Procedures/Guidelines. The department shall provide the State Transportation Commission with an annual review and report, including an outreach plan.

Adopted by the Michigan State Transportation Commission on January 25, 2007.

Commission Advisor: Frank E. Kelley

Date: January 25, 2007