



5. Participate in the annual summit, the annual Tribal-State Forum, and monthly tribal-state conference calls as coordinated by the Governor's advisor on tribal-state affairs.
6. Produce an annual report regarding the department's implementation of Executive Directive 2019-17 and the Accord, including a description of the most significant interactions, including collaborations and conflicts, between the department and Michigan's federally recognized Indian tribes over the past year. The tribal liaison must provide this report to the Governor's advisor on tribal-state affairs and to the director of the department no less than 21 days before the annual meeting or summit.
7. Educate departmental staff on tribal history, treaty rights and sovereignty, and the importance of collaboration and consultation, including assisting with identifying matters for possible consultation.
8. Facilitate annual training on tribal-state relations for all department employees who have direct interactions with tribes or who work on matters that have direct implications for tribes.
9. During consultation, work with each tribe to determine the method(s) of notification and the individuals who will be involved, as well as provide notifications of timelines.

#### DEPARTMENT

The department will use this process to effectuate consultation:

1. Step One – Identification. Identification of actions or decisions that may be appropriate for consultation based on the nature of the matter, the identity of the tribe(s) potentially affected, and the activity's potential implications for tribes. This is based upon prior experiences with tribal interest and involvement, and an evaluation of whether the action or decision may affect tribal interests such that consultation would be appropriate. Any tribe may also request consultation on a departmental activity, and the tribal liaison will facilitate an evaluation and response to that request.
2. Step Two – Notification. The tribal liaison will promptly notify the tribe(s) potentially affected by the activity. Notification must include sufficient information to permit the potentially affected tribe(s) to make an informed decision regarding whether to proceed with consultation and must apprise the tribe(s) of how to provide input regarding the activity.
3. Step 3 – Input. The department must then receive and consider input regarding the activity from any potentially affected tribe that may choose to offer it. This may occur through in-person or virtual meetings in addition to correspondence. Through this process, the department will inform the interested tribe(s) of any significant changes that occur during the process. Someone with decision-making authority must represent the department in all consultations.
4. Step 4 – Follow-up. The department must then provide feedback to the tribe(s) involved in the consultation to explain how their input was considered in the final decision or action.

#### DIVISION DIRECTORS

Identify actions or decisions that may be appropriate for consultation based on the nature of the matter, the identity of the tribe(s) potentially affected, and the activity's potential implications for tribes. Relay that information to the tribal liaison.

Consider designation of a divisional tribal liaison to act as a resource and subject matter specialist on topics of ongoing or routine interest to tribes.

#### ALL STAFF

Staff will report interactions with tribes and consider whether their work has potential impact to tribes, either due to its nature or geographic location. Staff who have direct interactions with tribes or who work on matters that have direct implications for tribes will participate in annual training.

**REVISION HISTORY:**

Revision #1:

Date: October 1, 2020

SUNSET DATE:

October 1, 2023

RESPONSIBLE DIVISION/PERSON

Executive Office/Tribal Liaison