

IRWM grant Guidelines--Comment

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Sent: Saturday, August 18, 2012 10:49 AM

To: DWR IRWM Grants

Cc: slucero@ccp.csus.edu; Stephanie Lucero [lucero.stephanie@gmail.com]; Cynthia Gomez [cg_nahc@pacbell.net]

August 18, 2012

California Department of Water Resources
Division of Integrated Regional Water Management
Financial Assistance Branch
Post Office Box 942836
Sacramento, CA 94236
Attn: Zaffar Eusuff

RE: IRWM Grant Guidelines – August 24, 2012 Comment Deadline

www.water.ca.gov/irwm/docs/Guidelines/GL_2012_DRAFT.pdf

Dear Mr. Eusuff:

Thank you for the opportunity for public comment in the draft IRWM Grant Guidelines.

Tribal notification should be expanded beyond only CEQA notification in PRC 75100 and 75102 and should also recognize California statewide tribal consultation requirements as embodied in Executive Order B-10-11 and the new (draft) Tribal Consultation Policy for the entire Resources Agency:

Executive Order B-10-11 (Sept. 19, 2011)

<http://gov.ca.gov/news.php?id=17223>

IT IS FURTHER ORDERED that it is the policy of this Administration that every state agency and department subject to my executive control shall encourage communication and consultation with California Indian Tribes. Agencies and departments shall permit elected officials and other representatives of tribal governments to provide meaningful input into the development of legislation, regulations, rules, and policies on matters that may affect tribal communities.

[http://www.resources.ca.gov/docs/Final Tribal Policy Letterhead.pdf](http://www.resources.ca.gov/docs/Final_Tribal_Policy_Letterhead.pdf)

Outreach. The agency and departments must identify the Native American tribes to consult at the earliest possible time in the planning process and allow a reasonable opportunity for tribes to respond and participate. Each department is responsible for meaningful consultation with Native American tribes that promote regular and early consultation through communication and collaboration. Each department will identify participants in the process - including the decision-makers and staff with an appropriate level of responsibility - that can ensure that tribal concerns will be brought forward.

Each department shall disseminate public documents, notices and information to California Native American tribes. The documents shall be made readily accessible to tribes. Notification should include sufficient detail of the topic to be discussed to allow tribal leaders an opportunity to fully engage in a substantive dialogue. In the event the department makes an attempt to initiate contact and does not receive a response, the department should make reasonable and periodic efforts throughout the process to repeat the invitation.

<https://ssl.water.ca.gov/owa/,DanaInfo=mrsbmapp20302.ad.water.ca.gov/?ae=Item&t=IPM.Note&id=RgAAAACs1...>

Each department should conduct meetings, outreach and workshops at times and locations that facilitate tribal participation as much as possible. The departments will be open to communication opportunities initiated by tribes and seek opportunities for collaboration by communicating regularly with tribes. Each department should establish a mechanism to request relevant and available information, studies and data from tribes when conducting research or studies that relate to, or could impact, tribal lands or cultural resources.

Please contact me if you have any questions or if we can be of further assistance.

Sincerely,

Sam Cohen
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