Bonneville Power Administration

U.S. Department of Energy
Tribal Energy Summit Panel
Consultation and Cultural Resources Protection
Doing it Right

Ken Johnston, Tribal Affairs Program Manager
BPA Tribal Policy:
It's about trust

General Principles

The principles set forth below follow the Department of Energy's American Indian Policy (DOE Order 144-L, Nov. 1, 1976) and serve as guidelines to BPA and the Tribes throughout the development of their government-to-government relationships.

I. BPA recognizes that a trust responsibility derives from the historical relationship between the federal government and the Tribes as expressed in Treaties, Statutes, Executive Orders, and Federal Indian case law. Using these legal underpinnings, BPA and the Tribes will work cooperatively to arrive at an understanding of how the trust responsibility applies to a government-to-government relationship.

II. BPA commits to a government-to-government relationship with the Tribal governments and recognizes the unique character of each Tribe. Tribal governments have the primary authority and responsibility for many reservation affairs, and may be co-managers of natural resources within their respective lands, treaty, or usufruct and authoritarian areas.

A. BPA fully respects Tribal law and recognizes Tribal governments as sovereigns.

B. In keeping with the principle of self-government, BPA recognizes, where appropriate, the legal authority of Tribal governments for making tribal decisions which may affect Indian and non-Indian peoples and Tribal cultural and natural resources both on and off reservations.

C. BPA will consult with the Tribal governments to ensure that Tribal rights and concerns are considered prior to BPA's taking actions, making decisions, or implementing programs that may affect Tribal resources.

III. The objectives outlined below define BPA's policy regarding the requirement for consultation with Tribal governments and are intended to assure that Tribal rights and interests are protected in all BPA decisions.
BPA Tribal Affairs

Mission

To help BPA achieve its mission, while fulfilling the agency's trust responsibility to tribes as defined by federal laws, treaties, executive orders and policies, including BPA's Tribal Policy.

We accomplish this by working with the tribes and BPA to:

– Promote effective working relationships by identifying and resolving key issues
– Communicate in a collaborative manner
– Consult in a meaningful way

Vision

Tribal Affairs is a model program that achieves historic, innovative and mutually beneficial outcomes through collaborative relationships.
BPA Tribal Affairs

Ken Johnston
Tribal Affairs Manager

Marcy Foster
Tribal Account Executive

Jason Hairston
Tribal Account Executive

Corrina Ikakoula
Tribal Account Executive

Kurt Lynam
Tribal Account Executive

Joe Peone
Tribal Account Executive Contractor
50+ tribes in BPA service territory
# Overview of BPA Tribal Interactions

<table>
<thead>
<tr>
<th>Transmission Services</th>
<th>Power Services</th>
<th>Fish and Wildlife</th>
<th>Cross Agency</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transmission Projects</td>
<td>Energy Efficiency</td>
<td>Fish and Wildlife Mitigation program:</td>
<td>Integrated Programs in Review</td>
</tr>
<tr>
<td></td>
<td>Utility Formation</td>
<td>• Land Acquisitions</td>
<td>Tribal Education and Capacity Building</td>
</tr>
<tr>
<td></td>
<td>Federal Columbia River Power</td>
<td>• Habitat Restoration</td>
<td></td>
</tr>
<tr>
<td></td>
<td>System Cultural Resources</td>
<td>• Research, Monitoring and Evaluation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Program</td>
<td>• Hatcheries</td>
<td></td>
</tr>
<tr>
<td>Operations and</td>
<td>Columbia River Treaty</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Maintenance</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Right of Way</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Vegetation Management</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
BPA’s Relationship with Tribes…

• **Government to Government:** Consultation and coordination

• **Partners:** Contracted to help BPA meets its fish and wildlife mitigation requirements and in the protection of tribal cultural resources

• **Customers:** Tribal Public Utilities
Tribal Relationship Building

- Robust Tribal Affairs and Cultural Resources programs
- High priority on internal tribal training for executives, staff and field personnel
- Engagement of executive leadership in tribal events and celebrations
- Accountability: Bi-annual tribal survey
- Extensive government to government consultation coordination and preparation
Education & Outreach

• Internal and external tribal training
• American Indian Science and Engineering (AISES) internship partnership
• Tribal education and capacity building
• Tribal career fair participation
Tribal Internal & External Training

Internal Working Effectively with Tribes training provided by Tribal Affairs

Internal Tribal Culture and Consultation training provided by Confederated tribes of Grand Ronde

BPA Energy Efficiency training workshop for tribes. Training provided by DOE certified weatherization training center at Yakama Nation.
BPA AISES fish and wildlife intern Kimberly, Yakama Nation
Executive Tribal Engagement

- Presentations at each Affiliated Tribes of Northwest Indians conference (3 times a year)
- Participation in tribal community events i.e. Treaty Days, Elders Honoring
- Coordinate joint recognition/celebrations events
- Leads formal government to government consultations
Tribal Affairs: Points of Contact

Ken Johnston, Tribal Affairs Manager:  503-230-5069 / cell 360-608-9825 / khjohnston@bpa.gov

Marcy Foster, Tribal Account Executive:  503-230-3446 / cell 503-890-6220 / mmfoster@bpa.gov
Tribes: Burns Paiute, Fort McDermitt Paiute Shoshone, Northwestern Band of Shoshoni Nation, Shoshone Bannock, Shoshone-Paiute of the Duck Valley Indian Reservation, Summit Lake Paiute Tribe, Eastern Shoshone Tribe of Wind River
Tribal Organizations: Upper Snake River Tribes (USRT), Native American Fish and Wildlife Society (NAFWS)

Corrina Ikakoula, Tribal Account Executive:  503-230-3719 / cell 360-798-7942 / caikakoula@bpa.gov
Tribes: Blackfeet, Cedarville, Chehalis, Confederated Coos Lower Umpqua & Siuslaw, Coquille, Cow Creek, Cowlitz, Ft. Bidwell, Grand Ronde, Hoh, Jamestown S’Klallam, Klamath, Lower Elwha, Lummi, Makah, Muckleshoot, Nisqually, Nooksack, Pit River, Port Gamble S’Klallam, Puyallup, Quileute, Quinault, Samish, Sauk-Suiattle, Siletz, Shoalwater Bay, Skokomish, Snoqualmie, Squaxin Island, Stillaguamish, Suquamish, Swinomish, Tulalip, Upper Skagit

Kurt Lynam, Account Executive:  503-230-5218 / cell 503-679-9710 / kolynam@bpa.gov
Tribes: Nez Perce Tribe, Umatilla, Warm Springs, Yakama
Tribal Organizations: Columbia River Intertribal Fish Commission (CRITFC)

Joe Peone, Tribal Account Executive (Spokane office):  509-822-4610 / cell 509-209-0297 / jepeone@bpa.gov
Tribes: Colville, Coeur d'Alene, Kalispel, Kootenai Tribe of Idaho, Salish and Kootenai, Spokane, Chippewa Cree
Tribal Organizations: Upper Columbia United Tribes (UCUT)

Jason Hairston, Tribal Account Executive:  503-230-3782 / cell 503-313-9965 / jlhairston1@bpa.gov
Tribal Organizations: American Indian Science and Engineering Society (AISES), National Congress of American Indians (NCAI), Affiliated Tribes of Northwest Indians (ATNI)

Internal BPA Coordinator

Kathie Manchester, Administrative Assistant:  503-230-7685 / klmanchester@bpa.gov

Group Email: tribalaffairs@bpa.gov