

# TRIBAL TREATY RIGHTS CONSULTATION BEST PRACTICES FLOWCHART

**CONSULTATION INVOLVES  
RELATIONSHIP BUILDING**  
Well in advance of any agency action or regulatory planning, field staff should:

**INTRODUCE** themselves to their Tribal counterparts

**DEVELOP CONSULTATION PROTOCOLS** and treaty and cultural training in consultation with affected Tribes

**ASK THE TRIBES** how to best communicate with Tribal government officials, leaders, and employees

**ASK ABOUT TRIBALLY DEVELOPED CONSULTATION LAWS AND POLICIES**

## TREATIES ARE LAWS

Field staff should **HAVE A LIST** of relevant treaties in their service areas and be familiar with them well in advance of any agency actions or decisions

**DEVELOP A LIST OF RELEVANT TREATIES AND ASSOCIATED RIGHTS** through consultation with local Tribes

**1 CONSIDER**  
Tribal implications of agency action, decision, or rulemaking in light of EO 13175

**2 IDENTIFY**  
applicable treaties

**3 IDENTIFY**  
affected Tribes and agency decision maker

**4 INVITE**  
affected Tribes to consult

**5 INITIATE**  
consultation

**6 CONSIDER**  
treaty rights and statutory law in consultation with Tribes

**7 COMMUNICATE**  
decision to Tribe

