

THE CALIFORNIA STATE UNIVERSITY
OFFICE OF THE CHANCELLOR



BAKERSFIELD

May 9, 2025

CHANNEL ISLANDS

Dear Tribal Leaders,

CHICO

I hope this letter finds you well. I am pleased to provide an update on the development of the California State University's (CSU) systemwide NAGPRA/CalNAGPRA policy. As a continuation of previous communications, I am sharing the next draft of the policy, which has been shaped by the valuable input and guidance we have received to date.

DOMINGUEZ HILLS

EAST BAY

FRESNO

FULLERTON

The CSU reaffirms its deep commitment to genuine and respectful consultation and collaboration with California Tribes and the Native American Heritage Commission throughout this policy development process. We extend our sincere appreciation to the Tribal Nations and individuals who participated in the sixteen outreach sessions or provided feedback over the past year. The perspectives and recommendations shared have been instrumental in informing the development of the enclosed draft policy.

HUMBOLDT

LONG BEACH

LOS ANGELES

MARITIME ACADEMY

In the coming weeks, the CSU will host four Tribal outreach sessions, two in-person and two virtual. Please see the flyer included with this letter for additional details on these sessions. Information about the outreach sessions, a digital version of the draft policy, and an online feedback form can also be found on our website at nagpra.calstate.edu. If you have any questions or would like to schedule a consultation session, please feel free to contact us at nagpra@calstate.edu.

MONTEREY BAY

NORTHRIDGE

POMONA

SACRAMENTO

The CSU respectfully requests that feedback on the policy draft be submitted by June 9, 2025, so it may be incorporated into the final version of the inaugural policy prior to its implementation on July 1, 2025, in accordance with the provisions of Assembly Bill 389. With your guidance and expertise, we look forward to implementing a systemwide policy that ensures the timely and respectful return of Native American ancestors and cultural items.

SAN BERNARDINO

SAN DIEGO

SAN FRANCISCO

SAN JOSÉ

Thank you for your time, consideration, and continued collaboration.

SAN LUIS OBISPO

Warmly,

SAN MARCOS

SONOMA

Samantha Cypret (Mountain Maidu)
Executive Director
Office of Tribal Relations

STANISLAUS


	California State University Systemwide Native American Graves Protection and Repatriation Act (NAGPRA) Policy		
	Status	DRAFT	Owner Samantha Cypret, Executive Director, Office of Tribal Relations
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I. Scope and Purpose

This policy applies to all California State University (“CSU”) employees including administrators, faculty, emeriti faculty, staff and student employees at all CSU locations and properties including campuses, off-site campuses, offices, auxiliaries, and other units controlled and operated by the CSU including field schools. This policy includes resources and supplemental information, including compliance procedures, guidelines, and templates subject to periodic updates when necessary. This policy has several external links embedded throughout. Hyperlinked text is highlighted and underlined.

This policy implements systemwide compliance with federal law, Native American Graves Protection and Repatriation Act (“federal NAGPRA”) [25 U.S.C. §§3001-3013](#) and accompanying regulations [43 C.F.R. §10](#), and the California Native American Graves Protection and Repatriation Act (“CalNAGPRA”) [Cal. Health & Safety Code §§8010-8030¹](#) and supplemental chapters including [AB 275 \(Ramos, 2020\)](#) and [AB 389 \(Ramos, 2023\)](#). Federal NAGPRA and CalNAGPRA are jointly referenced as “repatriation laws” throughout this policy, and where necessary, the laws are named individually for clarity. This policy intends to promote consistency across the CSU system to achieve compliance with repatriation laws while addressing emerging challenges not anticipated in the original legislation.

The CSU respects and upholds Tribal sovereignty. Accordingly, nothing in this policy shall be interpreted or construed as a request for, or an implication of, a waiver of Tribal sovereign immunity.

¹ Citations to CalNAGPRA refer to California Health & Safety Code §§8010-8030, AB 275 (Ramos, 2020) or AB 389 (Ramos, 2023). Unless otherwise specified, citations to federal NAGPRA refer to the federal NAGPRA regulations of 43 C.F.R. Part 10.

II. Policy Statement

The CSU system acknowledges the effects of systematic removals from burial and sacred sites and CSU campus holdings of Human Remains and Cultural Items have caused extensive harm to Native American, Alaska Native, and Native Hawaiian peoples and their communities. These harms include the desecration of cemeteries, burials, special and sacred places and spaces, the prolonged separation of Human Remains and Cultural Items from their communities, the financial, logistical, and emotional costs of repatriation, the loss of control of sensitive information regarding Human Remains and Cultural Items, the trauma caused to descendants in CSU campus buildings where their Ancestors and Cultural Items are kept, and the inability to control the information that is published about one's history and cultural heritage.

The repatriation process itself has a history of continuing this trauma. This includes federal and state agencies and museum determinations of Human Remains as "culturally unidentified," negating Native American traditional knowledge as expert opinion, deeming Cultural Items as ineligible for repatriation without Tribal consultation, and not deferring to Tribal cultural protocols for respectful treatment and handling. These practices are and have been part of a systemic privilege of academic and Western knowledge and practices over Native American traditional knowledge that has functioned to avoid or delay repatriation and has failed to acknowledge Tribal sovereignty.

The CSU and campuses acknowledge the harms and take responsibility for its actions that have contributed to the disruption of burials and burial sites, cultural places, and sacred sites and for withholding Human Remains and Cultural Items from repatriation for purposes of use including research, analysis, study, teaching, exhibition, publication, and curation. The CSU and campuses have been subject to federal NAGPRA compliance since its enactment by Congress in 1990. The CSU understands that its noncompliance with federal NAGPRA and inconsistent repatriation efforts have affected lineal descendants, Indian Tribes, and Native Hawaiian Organizations ("NHO") and caused distrust of the CSU. These immoral and unethical practices have caused irreparable harm for which the CSU apologizes and commits to full compliance with repatriation laws. The CSU vows to work towards rebuilding trust with Native American, Alaska Native, and Native Hawaiian peoples and their communities. The CSU acknowledges that Tribal consultation is a key component in addressing the historic wrongs and commits to engaging in consistent, transparent and meaningful Tribal consultation as required by repatriation laws.

The CSU recognizes the profound connection between the Missing and Murdered Indigenous People crisis and historical noncompliance with federal NAGPRA. The failure to repatriate Native American Ancestors and Cultural Items reflects a broader pattern of disregard for Tribal sovereignty, humanity and safety. This ongoing harm contributes to the erasure and vulnerability of Native American communities. By affirming its commitment to full federal NAGPRA compliance, the CSU acknowledges the role institutions must play in restoring trust, accountability and justice for Native Americans throughout California and across the country.

The CSU and its campuses do not claim right of possession of Human Remains or Cultural Items unless there is a clear and documented right of possession as defined in federal NAGPRA [43 C.F.R. §10.2](#). The CSU recognizes that in most circumstances, Human Remains and Cultural Items were obtained without free, prior, and informed Tribal consent. Further, the CSU recognizes its legal and moral obligations to comply with repatriation laws, which are rooted in American Indian and human rights law, not museum practice and academic or scientific inquiry. The CSU commits to treating all Human Remains and Cultural Items with dignity and respect while in the custody, possession or control of CSU campuses.

III. Definitions

This policy adopts the definitions of federal NAGPRA (25 U.S.C. §3001 and [43 C.F.R. §10.2](#)) and CalNAGPRA ([CalNAGPRA §8012](#))² as applicable. In cases where definitions differ, definitions are provided for clarification. This policy capitalizes 'Tribe,' 'Tribal,' and 'Ancestors,' except when quoting directly from the federal NAGPRA or CalNAGPRA statutes, where original capitalization is preserved.

Accession: The formal act of legally accepting a collection or item into a campus's control and recording it in its records.

Archaeological sites (sites): A location of associated artifacts and features that shows evidence of human activity that is at least 45 years of age.

California Indian Tribe: As defined under [CalNAGPRA §8012\(c\)](#).

Campus: A state agency under the California State University system that includes all auxiliaries and is defined by federal NAGPRA [43 C.F.R. §10.2](#) and CalNAGPRA §8012(i).

Consultation: As defined under federal NAGPRA [43 C.F.R. §10.2](#) and [CalNAGPRA §8012\(e\)](#).

Consulting parties: As defined under federal NAGPRA [43 C.F.R. 10.9\(b\)\(1\)](#) and [43 C.F.R. §10.10\(b\)\(1\)](#) and includes California Indian Tribes as defined under [CalNAGPRA §8012\(c\)](#) with potential cultural affiliation and authorized Tribal representatives.

Cultural affiliation

Cultural items: As defined under federal NAGPRA [43 C.F.R. §10.2](#) and [CalNAGPRA §8012\(g\)](#). This policy capitalizes the term "cultural items" to indicate they are or potentially are of Native American origin. In cases where the term is lowercased in this policy, the text is from federal NAGPRA or CalNAGPRA.

Custody

Deaccession: The act of permanently removing an accessioned collection or item in the possession or control of a CSU campus.

Duty of care

Federal agency

Federally recognized Indian Tribe (Indian Tribe): As defined under federal NAGPRA [25 U.S.C. §3001\(7\)](#) and [43 C.F.R. §10.2](#).

Field schools: Any short-term academic program or course with a field component, led, assisted and/or

² Under CalNAGPRA, terms have the same meaning as in the federal NAGPRA (25 U.S.C. Sec. 3001 et seq.), as interpreted by federal regulations, except as noted in CalNAGPRA §8012.

supervised by CSU faculty or staff, that takes students or non-CSU affiliated individuals into the field to conduct research in a specific discipline (e.g., including archaeology, geology, paleontology, environmental studies, marine biology, anthropology and geography).

Funerary objects (associated and unassociated funerary objects)

Holding or collection

Human remains: This policy capitalizes the term “human remains” to indicate they are or potentially are Native American. In cases where the term is lowercased in this policy, the text is quoted from federal NAGPRA or CalNAGPRA or is used as a generalization.

Inventory

Lineal descendant

Museum: The CSU meets the definition of a museum under federal NAGPRA [43 C.F.R. §10.2](#) and [CalNAGPRA §8012\(i\)](#). Where a “campus museum” is referenced, it means a campus department or unit museum or gallery that is managed, directed and operated by the campus.

Native American traditional knowledge

Native Hawaiian organizations (NHO)

Objects of cultural patrimony

Possession or control

Private entity: Any organization or individual that is not affiliated with a government or public body. This includes businesses, nonprofit organizations, partnerships, and individuals operating independently from federal, state or local control.

Provenience: The geographical location by county or state where the potential Human Remains or Cultural Items were removed.

Provenance: The acquisition history of the potential Human Remains or Cultural Items.

Research: This policy uses the definition under federal NAGPRA duty of care [43 C.F.R. §10.1\(d\)](#) to mean any study, analysis, examination, or other means of acquiring or preserving information. Research includes any activity to generate new or additional information beyond the information that is already available, for example, osteological analysis of human remains, physical inspection or review of collections, examination or segregation of commingled material (such as soil or faunal remains) or rehousing of collections. Acquiring or preserving information includes, but is not limited to, measuring and photographing.

Repatriation

Right of possession

Sacred objects

State agency: Per [CalNAGPRA §8012\(a\)](#), means a division, department, bureau, commission, board, council, city, county, city and county, district, or other political subdivision of the state.

State cultural affiliation: Per [CalNAGPRA §8012\(n\)](#), State Cultural Affiliation means that there is a reasonable (as defined under [CalNAGPRA §8012\(l\)](#)) relationship of shared group identity that can reasonably be traced historically or precontact between members of a present-day California Indian Tribe, as defined under [CalNAGPRA §8012\(c\)](#), and an identifiable earlier Tribe or group. State Cultural Affiliation must be based on one or more of the following: geography, kinship, biology, archaeology, linguistics, folklore, oral tradition, historical evidence, Tribal traditional knowledge, or other information or expert opinion that reasonably leads to that conclusion.

Summary

Tribal representative: The principal leaders of a Tribe or the individuals officially designated by the governing body of a Tribe or as otherwise provided by Tribal code, policy, or established procedure as responsible for matters relating to federal NAGPRA and/or CalNAGPRA under this policy.

IV. Note on Language

The CSU recognizes that the Human Remains referenced throughout this policy are the Ancestors of present-day Native American, Alaska Native, and Native Hawaiian peoples. The CSU further recognizes that some words used in repatriation laws and this policy do not convey the magnitude of the significance of Native American Ancestors and sacred cultural belongings such as “human remains,” “item,” “object,” “collection” and “holding.” The CSU intends no disrespect to Native American, Alaska Native, and Native Hawaiian peoples and their communities. These words are used solely for legal precision and clarity.

V. Background

In 1990, federal NAGPRA was enacted to protect and restore Native American Human Remains and Cultural Items to lineal descendants, Indian Tribes, and NHOs. Federal NAGPRA requires a federal agency or museum that receives federal funds, either directly or indirectly, and has possession or control of Human Remains or Cultural Items to return them to the culturally affiliated lineal descendant, Indian Tribe or NHO. As a system in possession or control of Human Remains and Cultural Items that receives federal funding, the CSU must comply with federal law; therefore, the CSU is lawfully obligated to fulfill the federal NAGPRA requirements of [43 C.F.R. §10](#) and implement the systematic processes to repatriate Human Remains and Cultural Items to culturally affiliated lineal descendants, Indian Tribes or NHOs. However, CSU campuses remain responsible for complying with the provisions of CalNAGPRA that do not conflict with federal NAGPRA.

Current regulations do not provide a direct path to repatriate Human Remains or associated funerary objects to California Indian Tribes without federal recognition. However, once Human Remains or associated funerary objects are repatriated to an Indian Tribe, there is no prohibition in federal NAGPRA that would prevent a federally recognized Indian Tribe from transferring the Human Remains or associated funerary objects to a California Indian Tribe without federal recognition. Additionally, federal NAGPRA does not prohibit an Indian Tribe from working with a California Indian Tribe without federal recognition on reburial.³

In 2001, the state Legislature enacted CalNAGPRA, requiring all state agencies and museums that receive state funding and have possession or control over collections of Human Remains or Cultural Items to provide a process for the identification and repatriation to the appropriate California Indian Tribes. The bill also established the Repatriation Oversight Commission⁴ with specified duties relating

³ [CalNAGPRA Resources and FAQs – California Native American Heritage Commission](#)

⁴ State of California Native American Heritage Commission

to the repatriation process. The legislation intends to cover gaps in federal NAGPRA specific to the State of California by providing a mechanism whereby California Indian Tribes without federal recognition may file claims with agencies and museums for repatriation of Human Remains and Cultural Items.⁵ CalNAGPRA was strengthened with the enactment of AB 275 in 2021 and requires deference to Native American traditional knowledge as expert opinion, minimization of handling of Human Remains and Cultural Items, and consultation with California Indian Tribes during the creation of preliminary inventories and summaries.

In 2022, the Joint Legislative Audit Committee announced the CSU systemwide audit of its compliance with repatriation laws. After an extensive review, the report was released in June 2023.⁶ Results showed an overall extremely low percentage of repatriations across the campuses since the enactment of repatriation laws, noncompliance with legal processes and time frames, insufficient staffing and funding, and lack of policies and systemwide oversight. All but one state auditor's recommendations were directed at the CSU system. The recommendations were as follows:

- 1) Monitor campus efforts to review their collections and require the completion of their inventories by December 2024.
- 2) Ensure that campuses properly consult with Tribes by engaging in meaningful, timely discussions in a manner respectful of Tribal sovereignty regarding protocols for handling and identifying Human Remains and Cultural Items.
- 3) To provide campuses with the guidance and best practices necessary for effectively complying with federal NAGPRA and CalNAGPRA, the Chancellor's Office should issue a systemwide NAGPRA policy establishing consistent repatriation processes and training requirements, in consultation with California Indian Tribes and the Native American Heritage Commission ("NAHC").
- 4) To ensure that it adequately oversees campus repatriation activity, the Chancellor's Office should establish a systemwide NAGPRA oversight committee by December 2023. By this same date, the Chancellor's Office should implement a process for campuses to periodically report their repatriation activity to the systemwide oversight committee. Further, it should require that campuses with more than 100 Human Remains and Cultural Items also establish NAGPRA committees.
- 5) To ensure that campuses proactively pursue timely repatriation, the Chancellor's Office should require campuses with more than 100 sets of Human Remains or Cultural Items to have full-time, experienced repatriation coordinators by June 2024.
- 6) To ensure that repatriation is a systemwide priority and that campuses have access to clear and consistent leadership related to federal NAGPRA and CalNAGPRA, the Chancellor's Office should, by December 2023, formalize its administrative structure, such as by assigning a position

⁵ [Cal. Health & Safety Code §8011\(f\)](#)

⁶ [State Auditor Report, 2022-107, June 29, 2023](#)

within its office the responsibility of directly overseeing the work of the systemwide CalNAGPRA Project Manager.⁷

- 7) To ensure that campuses have the funding necessary to comply with federal NAGPRA and CalNAGPRA, the Chancellor's Office should do the following:
 - a. Require each campus with collections to identify and estimate, by January 2024, the funding and other resources they need to complete repatriation in an appropriate and timely manner.
 - b. After evaluating the reasonableness of campuses' estimates, either identify and provide the required funding from existing systemwide or campus resources or seek additional funding from the Legislature to ensure that campuses have adequate funding to support their federal NAGPRA and CalNAGPRA activities.

In 2023, CalNAGPRA was amended again to specifically address the CSU and required the system and its campuses to do the following:

- Facilitate the establishment of systemwide and campus-based NAGPRA implementation committees.
- Adopt and implement policies and procedures regarding the culturally appropriate treatment of Native American Human Remains and Cultural Items.
- Prohibit the use of all Human Remains and Cultural Items for purposes of research and teaching.
- Ensure CSU campuses have the necessary funding to complete repatriations in an appropriate and timely manner.
- Require all CSU campuses with Human Remains and Cultural Items to have full-time experienced repatriation coordinators.
- Annually report systemwide progress in reviewing campus holding or collection of Human Remains and Cultural Items to the state Legislature.

VI. Guiding Principles

In acknowledging past harms, the system and campuses strive in earnest to discontinue harmful practices and develop and promote a new trajectory with the following principles:

1. **Recognize and Honor Tribal Sovereignty**
 - a. Indian Tribes are distinct sovereign Nations whose status is established under U.S. Indian law; thus, this policy is consistently flexible in deference to Tribal sovereignty.
 - b. Understand and prioritize the specific concerns and issues facing California Indian Tribes.
 - c. Tribal requests consistent with repatriation laws will be given deference and priority.
 - d. Develop and maintain respectful Tribal engagement to establish strong government-to-government relationships.
2. **Build and Nurture Tribal Relations**
 - a. Establish and maintain foundational relationships outside of repatriation laws.

⁷ This position was renamed CSU Systemwide NAGPRA Coordinator.

- b. Commit to building trust through open and transparent communication.
 - c. Conduct respectful and meaningful engagement.
- 3. **Commit to Consultation and Repatriation**
 - a. Fully and timely comply with legal requirements to repatriate all Human Remains and Cultural Items.
 - b. Defer and refer to Native American traditional knowledge as expert opinion.
 - c. Eliminate barriers that prevent or delay repatriation progress.
 - d. Respect Tribal capacities throughout the repatriation process.
- 4. **Protect Native American Human Remains and Cultural Items**
 - a. Enforce prohibition on the use of Human Remains and Cultural Items in research, teaching or display.
 - b. Uphold federal NAGPRA duty of care throughout the repatriation processes and while in CSU facilities.
 - c. Secure Human Remains and Cultural Items in restricted, clean and environmentally stable facilities.
 - d. Ensure confidentiality of private and sensitive information shared during consultation.
- 5. **Demonstrate Accountability and Transparency**
 - a. Monitor and report campus repatriation progress and systemwide oversight efforts.
 - b. Provide access to relevant information pertaining to the Human Remains and Cultural Items to advance repatriation outcomes.
 - c. Develop, apply and enforce consequences of noncompliance with repatriation laws and this policy.

VII. CSU Systemwide Oversight and Responsibilities

A. Board of Trustees

The CSU system comprises 22 campuses throughout the state. The system is governed by the Board of Trustees (“Trustees”). The Trustees adopt rules, regulations, and policies governing the CSU. Trustees meet six times a year and receive updates on the system and campus federal NAGPRA and CalNAGPRA compliance efforts and state audit status. Trustees’ meetings, agendas, and past meeting archives are available on the [CSU website](#).

B. Chancellor and the Office of Tribal Relations

Designated by the Trustees, the Chancellor directs and oversees systemwide affairs and operations including implementing system policies and procedures. The Office of Tribal Relations (“OTR”) within the External Relations and Communications Division of the Chancellor’s Office provides oversight of systemwide federal NAGPRA and CalNAGPRA compliance efforts and compliance with this policy and ensures sufficient funding is provided to each campus to fulfill the duties and responsibilities described in this policy. An official within OTR is designated as the Systemwide NAGPRA Coordinator to respond to campus requests for support, guidance and resources, convene monthly campus NAGPRA Coordinator meetings, initiate systemwide training opportunities, assist with systemwide policy development and updates, work collaboratively with NAHC staff, and provide support for the Systemwide NAGPRA

Committee (Section VII.D). The External Relations and Communications organizational chart is available in Resources.

All Chancellor's Office staff must operate in compliance with repatriation laws and applicable state and federal laws.

C. Funding Repatriation

To ensure that each campus has the funding necessary to comply with repatriation laws, campuses with Human Remains and/or Cultural Items must identify and estimate the funding and other resources needed to complete repatriations. Campus Presidents or their designees must report their budget estimates in a Campus Repatriation Implementation Plan (Section VII.E), which is due annually and submitted to OTR. Upon evaluation of the reasonableness of campus estimates, OTR will work with campuses to identify and provide funding from existing system or campus-based resources or seek additional funding from the state Legislature or other sources to ensure that campuses have sufficient funding to support their repatriation activities and achieve repatriation outcomes.⁸

Upon request, OTR will assist campuses in seeking grant funding opportunities to fund campus repatriation efforts including, but not limited to, grants made available by the Department of the Interior ([25 U.S.C. §3008](#)) and other applicable grants.

D. Systemwide NAGPRA Committee

Pursuant to [CalNAGPRA §8028.71\(a\)\(1-4\)](#), the CSU will establish a Systemwide NAGPRA Committee ("Systemwide Committee"). At least a majority of voting members shall be from California Indian Tribes. The Chancellor shall appoint members upon nomination by NAHC. The priority for filling committee positions is for those who have experience with federal NAGPRA and CalNAGPRA. Furthermore, committee members are not subject to term limits. Committee members are expected to attend all meetings and participate in the repatriation matters before the committee. Once filled, the Systemwide Committee will determine its organizational administrative structure and organizational procedures. In support of the Systemwide Committee, and under the direction of the committee chair or other designee, the Systemwide NAGPRA Coordinator will be responsible for the following support to the Systemwide Committee:

- Schedule dates, times and locations for meetings; ensure meetings are called and held in accordance with this policy;
- Establish and confirm an agenda for each meeting, and ensure the meeting agenda and relevant documents are circulated to committee members in advance of the meeting to ensure sufficient time for the members to review the materials and arrange logistics, travel or telecommunication capability;
- Officiate and conduct meetings;
- Ensure there is sufficient time during the meeting to fully discuss agenda items; and

⁸ [Cal. Health & Safety Code §8028.72\(c\)](#)

- Ensure meeting notes (e.g., minutes, action items) are complete, accurate, retained and reviewed at the next meeting.

1. Committee Role and Responsibilities

The role of the Systemwide Committee is to provide the CSU system expertise concerning the repatriation of Human Remains and Cultural Items in accordance with repatriation laws and make recommendations to the Chancellor on matters of compliance and best practices. The Systemwide Committee's responsibilities will include providing guidance and support for the individual campus NAGPRA committees (Section VIII.D) and reviewing and promoting the implementation of this policy. The Systemwide Committee will review disputes and appeals brought under CalNAGPRA §8028.7(a)(7). The Systemwide Committee may participate in developing and implementing the broader repatriation infrastructure within the system, such as campuswide searches or contamination policies. The Systemwide Committee may also propose procedures to create a more respectful and timely repatriation process within the system. Such procedures may not conflict with or be inconsistent with this policy. The Systemwide Committee may seek the advice of subject matter experts as needed.

All committee members must operate in compliance with repatriation laws and applicable state and federal laws.

OTR will reimburse Systemwide Committee members' travel costs for in-person meetings. Expenses must be consistent with the CSU [Travel and Business Expense Payments Policy](#). Stipends for Tribal representatives will be provided for any additional work that rises to the level of professional services, including attending committee meetings. Any cost shall be identified and approved in advance by the Chancellor.

2. Frequency of Meetings

The Systemwide Committee will meet no less than three times per academic year and may be in person as agreed upon by the committee members or at the request of the Chancellor. Additional meetings may be necessary based on the need and urgency of a repatriation matter.

3. Conflict of Interest

All CSU members serving on the Systemwide Committee must recuse themselves from any repatriation matter in which they have any involvement. Further, CSU committee members must comply with the CSU [Conflict of Interest Code](#).

The CSU recognizes that California Indian Tribes may maintain applicable Tribal government policies and/or procedures. As such, Systemwide Committee members who are representing their Tribal governments are encouraged to abide by their respective Tribe's applicable policies and procedures.

E. Reporting

OTR monitors campus repatriation progress by requiring campuses with holdings or collections subject to repatriation laws to report their activities in bimonthly reports. Additional or supplemental reports may be requested by the Chancellor or OTR as needed. At a minimum, reports will include the status of the following components:

- Tribal consultation and proactive outreach efforts,
- Campuswide searches of unreported holdings or collections, and
- Pending or posted federal notices and transfers of legal control and physical custody.

Pursuant to [CalNAGPRA §8028.7\(a\)\(9\)](#), on or before each December 31, the CSU will submit an annual report to the state Legislature on the CSU systemwide progress in reviewing its collections of Human Remains and Cultural Items.

All campuses with holdings or collections subject to repatriation laws are required to develop a Campus Repatriation Implementation Plan (“Repatriation Plan”). The purpose of the Repatriation Plan is to track campus repatriation progress annually and provide estimated repatriation budgets and timelines. The Repatriation Plan budgets and timelines must be developed with the consulting parties. Further, Repatriation Plans must be reviewed and completed in coordination with campus NAGPRA committees (Section VIII.D) and submitted annually to OTR and made available as requested by consulting parties. A sample Repatriation Plan is available in Resources.

F. Training

Compliance with repatriation laws requires regular systemwide and campuswide awareness and education. System and campus individuals charged with repatriation oversight, responsibilities or duties as outlined in this policy are required to obtain training and remain current with repatriation laws and culturally appropriate best practices. Training must be taken at least once a year and reported in the campus’s Repatriation Plan.

OTR will develop systemwide training opportunities in partnership with California Indian Tribes, their representatives and other subject matter experts. Campuses are encouraged to develop campus-based training in consultation with California Indian Tribes and Tribal representatives to address local circumstances, issues and concerns within campus service areas. Such training must not conflict or be inconsistent with this policy.

All CSU employees may access the NAGPRA Bundle in the CSU Learn Library, which provides a general overview of repatriation laws and generates awareness of the CSU’s obligation to comply with repatriation laws. The Bundle is a collection of existing resources that includes links to training seminars such as the National NAGPRA Program in-depth training videos, recorded discussions and presentations by Tribal repatriation experts, and the state auditor’s report on CSU federal NAGPRA and CalNAGPRA compliance. As part of onboarding, training must be assigned to all new CSU employees with compliance responsibilities or duties and compliance with this policy. OTR manages and oversees the CSU Learn

Bundle content and makes updates to include new or additional existing content.

VIII. CSU Campus Oversight and Responsibilities

A. Campus Presidents

Presidents serve as the chief executive officers of their respective institutions, as the primary liaison between the university and the greater community, and as the public face of the institution. The Presidents maintain a close working relationship with the CSU's systemwide office, reporting to the Chancellor and representing the campus on the systemwide Senior Leadership Council. Presidents are responsible for overseeing compliance with repatriation laws and this policy and fulfilling the responsibilities of the campus NAGPRA committees as described in Section VIII.D of this policy.

Presidents must identify and appoint one or more authorized individuals responsible for carrying out the legal requirements of repatriation laws and monitor repatriation activities, report progress to OTR and identify and provide necessary and sufficient resources to support repatriation outcomes. Presidents will ensure the continuity of staff and leadership to prevent delays in responses to requests and inquiries about campus holdings or collections and to comply with federal NAGPRA and CalNAGPRA repatriation deadlines and time frames as described in this policy. Presidents will work collaboratively with the campus NAGPRA Coordinators to fulfill the duties in this policy including supporting Coordinators' requests for information from campus departments and units and ensuring departments and units are responsive and cooperative. Presidents may appoint a designee for these purposes. Contact information for the [Offices of the President](#), President designees, and campus NAGPRA Coordinators is available on the CSU [NAGPRA website](#).

All Presidents' office staff must operate in compliance with all repatriation laws and applicable state and federal laws.

B. Campus NAGPRA Coordinators

Pursuant to [CalNAGPRA §8028.7\(a\)\(8\)](#), each campus with Human Remains and/or Cultural Items in its holdings or collections must have experienced full-time repatriation coordinators. Campus NAGPRA Coordinators ("Coordinators") must have demonstrated experience working successfully and respectfully with Tribal leaders, members and representatives. Coordinator positions must either report directly to the President or have direct, regular access to the President or the President's designee. Coordinators are authorized by the President or President's designee at each campus with holdings or collections subject to repatriation laws to carry out the primary responsibility of accomplishing the legal requirements in repatriation laws and in this policy including, but not limited to:

- Conducting proactive outreach to Indian Tribes, NHOs and California Indian Tribes without federal recognition;
- Providing timely response to inquiries and requests from lineal descendants, Indian Tribes, NHOs and California Indian Tribes without federal recognition;
- Facilitating and engaging in consultation with lineal descendants, Indian Tribes, NHOs and California Indian Tribes without federal recognition;

- Providing access to relevant information associated with Human Remains and Cultural Items to consulting parties;
- Ensuring legal deadlines and time frames are met;
- Maintaining documentation related to repatriation activities;
- Ensuring campus facilities that house Human Remains and Cultural Items are secure with restricted access, clean and environmentally stable; and
- Providing information for reporting purposes to the President or President's designee, campus NAGPRA Committee and OTR including bimonthly reports and Repatriation Plans.

Coordinators must be authorized to access or request any existing information pertaining to the holdings or collections from a campus department or unit including, but not limited to, collection and library databases, archives, catalogs and ledgers, accession and loan documentation, archaeological site records and maps, contracts and agreements, images, recordings (film and audio), course curriculum histories, past and present faculty and student research, publications, and testing and analysis reports. Coordinators may assist in campus NAGPRA committee meeting preparations and may be requested or required to attend committee meetings to provide reports and updates on campus repatriation efforts and activities.

All Coordinators must operate in compliance with all repatriation laws and applicable state and federal laws.

C. Funding Repatriation

Presidents or President designees and Coordinators must identify and estimate the funding and resources needed to cover all expenses related to repatriation and prepare annual estimated budgets. Estimates must include travel costs for lineal descendants, Tribal representatives or NHO representatives and their required travel companions to attend consultations or other repatriation-related meetings. Estimated travel expenses may include airfare, hotel, car rental or personal car mileage and per diem. Additional expenses may include, but are not limited to:

- Rehousing materials
- Tribal monitor fees
- Reburial costs
- Rental services (e.g., equipment, transportation)
- Specialist services (e.g., contamination testing and analysis, osteological reviews, removal of hazardous substances)
- Information center fees (archaeological site reports)

All expenses must be identified in consultation with consulting parties and reviewed and approved by the campus NAGPRA committee and the President or President's designee before submission to OTR as part of the Repatriation Plan (Section VII.E). Expenses must be consistent with individual campus policies. Reimbursements or payments may be through invoices, stipends or other mechanisms agreed upon in consultation and allowed under campus travel or payment policies. Campuses must develop and

implement an efficient system for reimbursements or stipends. Campuses may seek grant funding opportunities to support campus repatriation efforts including, but not limited to, grants made available by the Department of the Interior ([25 U.S.C. §3008](#)) and other applicable grants.

D. Campus NAGPRA Committees

Pursuant to [CalNAGPRA §8028.71\(b\)\(1-5\)](#), each campus with holdings or collections subject to repatriation laws is required to establish a campus-based NAGPRA Implementation Committee (“Campus Committee”). At least a majority of voting members shall be from California Indian Tribes. The Chancellor shall appoint members upon nomination by NAHC. The priority for filling committee positions is for those who have experience with federal NAGPRA and CalNAGPRA. Furthermore, committee members are not subject to term limits. Committee members are expected to attend all meetings and participate in the repatriation matters before the committee. Once filled, each respective Campus Committee will determine its organizational administrative structure and organizational procedures as long as they are consistent with repatriation time frames set forth in federal NAGPRA. In support of the Campus Committee, and under the direction of the committee chair or other designee, the President’s designee will provide the following support to the Campus Committee:

- Schedule dates, times and locations for meetings; ensure meetings are called and held in accordance with this policy;
- Establish and confirm an agenda for each meeting, and ensure the meeting agenda and relevant documents are circulated to committee members in advance of the meeting to ensure sufficient time for the members to review the materials and arrange logistics, travel or telecommunication capability;
- Officiate and conduct meetings;
- Ensure there is sufficient time during the meeting to fully discuss agenda items; and
- Ensure meeting notes (e.g., minutes, action items) are complete, accurate, retained and reviewed at the next meeting.

1. Committee Role and Responsibilities

Campus Committees will advise campus Presidents on all matters related to campus efforts to comply with repatriation laws and provide expert guidance and recommendations to ensure timely repatriation outcomes. The President’s designee shall be the liaison between the Campus Committee and the President. As such, the President’s designee must attend all committee meetings.

CalNAGPRA⁹ requires all claims for repatriation and any alleged claims of violation of the policies and procedures adopted pursuant to [CalNAGPRA §8025](#) be submitted to Campus Committees for determination. In addition to implementing this policy, Campus Committees will review the campus’s Repatriation Plan before submission to OTR and provide reports of Campus Committee activities and decisions to the President and Systemwide Committee via OTR annually at a minimum. Committee members may provide advice or recommendations in the development

⁹ [Cal. Health & Safety Code §8028.71\(b\)\(4\)](#)

and implementation of broader repatriation infrastructure within the campus, such as campuswide searches or contamination policies. These recommendations may not conflict with nor be inconsistent with this policy or repatriation time frames set forth in federal NAGPRA. Campus Committees may seek the advice of subject matter experts as needed.

All committee members must operate in compliance with all repatriation laws and applicable state and federal laws.

2. Frequency of Meetings

Campus Committees will meet no less than three times per academic year and may be in person as agreed upon by the committee members or at the request of the campus President or President's designee. Additional meetings may be necessary based on the need and urgency of a repatriation matter. Requests for additional meetings should be sent to the President's designee.

3. Conflict of Interest

All CSU members serving on a Campus Committee must recuse themselves from any repatriation matter in which they have any involvement. Further, CSU committee members must comply with the CSU [Conflict of Interest Code](#).

The CSU recognizes that California Indian Tribes may maintain applicable Tribal government policies and/or procedures. As such, Campus Committee members who are representing their Tribal governments are encouraged to abide by their respective Tribe's applicable policies and/or procedures.

E. Campus NAGPRA Websites

Each campus will host a NAGPRA website that includes, at minimum:

- Current contact information for the Coordinator and President's designee.
- Lists or links to publicly available information such as *Federal Register* notices submitted by the campus.
- Links to NAHC and National NAGPRA inventories and summaries databases.
- Instructions to submit a Tribal request.
- Instructions on how to report concerns about campus personnel.
- Instructions on how to report alleged violations of repatriation laws or this policy.
- Instructions on how to appeal a campus determination regarding identification, repatriation or transfer of Human Remains or Cultural Items.
- A link to the system's NAGPRA website.

Campuses must update their staff contact information for posting on the National Park Services NAGPRA [Consultation Resources](#) website. Changes in campus staff assigned to the duties and responsibilities as outlined in this policy must be reported immediately to the consulting parties and OTR.

IX. Compliance

A. Responsibilities

Federal NAGPRA provides a systematic process for the repatriation of Human Remains, funerary objects, sacred objects, and objects of cultural patrimony to lineal descendants, Indian Tribes or NHOs.

CalNAGPRA compliance requires the fulfillment of federal NAGPRA; therefore, Coordinators must follow federal NAGPRA requirements and processes referenced in this policy and abide by the established time frames and deadlines associated with each requirement. Throughout the repatriation processes, campuses must comply with and uphold federal NAGPRA duty of care and the CalNAGPRA prohibition on teaching and research (Section IX.B). Under CalNAGPRA, campuses are required to consult with and respond to repatriation claims from California Indian Tribes, which includes California Indian Tribes without federal recognition. However, campuses must not impede federal NAGPRA repatriation processes or delay any deadlines or time frames prescribed by federal NAGPRA. Throughout the repatriation processes, campuses will uphold California Indian Tribes' rights and cultural protocols as stated under [CalNAGPRA §1\(k\)\(5\)](#):

“Recognize that California Indian Tribes have expertise with regard to their tribal history and practices that concern the Native American human remains, cultural items, and tribal cultural resources with which they are
ly and culturally affiliated and, because the federal and state repatriation processes call for a sufficient degree of analysis, include tribal traditional knowledge about the land and resources at issue in all decisions related to repatriation processes. This includes treating tribal traditional knowledge as the authority with respect to determining cultural affiliation and the identification of cultural items so that it is given deferential weight to other lines of evidence. Tribal traditional knowledge meets the ‘reasonable’ standard that is identified in the California Native American Graves Protection and Repatriation Act of 2001.”

Each campus must assess whether the campus has custody, possession or control of holdings or collections that contain or may contain Human Remains and/or Cultural Items. Campuses must determine whether they have sufficient interest in a holding or collection to constitute possession or control on a case-by-case basis. Campuses with custody of federal or state agency or private entity holdings or collections that contain or may contain Human Remains or Cultural Items must not include them in their federal NAGPRA and CalNAGPRA inventories or summaries (Section IX.L). However, campuses must report federal agency holdings or collections as well as holdings or collections that do not have clear possession or control as required by federal NAGPRA [43 C.F.R. §10.8](#) and in the Repatriation Plan (Section VII.E). Additionally, each campus must:

- Search campus facilities, including but not limited to classrooms, labs, department or unit spaces, on- and off-campus storage facilities, and auxiliary locations for potential holdings or collections that contain or may contain items of Native American origin (Section IX.D);
- Seek and gather all relevant information on holdings or collections, including the circumstances surrounding their acquisition. Information may be obtained from, but not be limited to, collection and library databases, catalogs, archives, accession and loan records, archaeological

site records, maps, field notes, contracts and agreements, images, recordings (film and audio), course curriculum histories, faculty and student research, publications, testing and analysis reports. Information may also be obtained from interviewing current and retired faculty, former and current students, principal investigators and other possible individuals with a connection to the campus holdings or collection histories.

- Identify holdings or collections that are held in custody and report them to the authorized agency or institution representative or individual.

Campuses that do not have custody, possession or control of Human Remains or Cultural Items must submit a formal letter stating as such to the National NAGPRA Program Manager, NAHC and OTR. These campuses must continue to conduct annual campuswide searches for potential holdings or collections that contain or may contain Human Remains or Cultural Items and comply with repatriation laws and this policy.

B. Prohibition on Teaching and Research

The CSU implemented the provisions under CalNAGPRA to prohibit uses of any Native American Human Remains and Cultural Items in the possession or control of CSU campuses for the purposes of teaching or research.¹⁰ Federal NAGPRA duty of care outlines the duties and responsibilities concerning research and study to protect and safeguard the Human Remains and Cultural Items in the custody, possession or control of campuses. Pursuant to the duty of care requirements ([43 C.F.R. §10.1\(d\)\(3\)](#)) campuses must:

“Obtain free, prior, and informed consent from lineal descendants, Indian Tribes, or Native Hawaiian organizations prior to allowing any exhibition of, access to, or research on human remains or cultural items. Research includes, but is not limited to, any study, analysis, examination, or other means of acquiring or preserving information about human remains or cultural items. Research of any kind on human remains or cultural items is not required by the Act or these regulations.”

For this policy, free, prior and informed consent must be obtained from all culturally affiliated or potentially culturally affiliated federally recognized Indian Tribes. Any potential Human Remains and Cultural Items that have unclear provenance or provenience information must not be used for teaching or research. As best practice, campuses shall not use, reproduce or distribute images or replicas of Human Remains or Cultural Items that are or were in campus holdings or collections without free, prior and informed consent in writing from lineal descendants, all culturally affiliated or potentially culturally affiliated Indian Tribes or NHOs.

Obtaining free, prior and informed consent from culturally affiliated or potentially culturally affiliated federally recognized Indian Tribes or NHOs for any of the purposes outlined in federal NAGPRA duty of care requires contacting the authorized Tribal representative. Use of the most current Tribal contact list maintained by the National Park Service's [NAGPRA Consultation Resources](#) is recommended.

¹⁰ See Resources for the Chancellor's Memorandum.

C. Duty to Safeguard and Protect Native American Human Remains and Cultural Items

Under federal NAGPRA duty of care, campuses are required to care for, safeguard, preserve, and appropriately manage any Human Remains or Cultural Items in their custody, possession or control. As part of its oversight responsibilities, OTR reserves the right to conduct inspections of campus facilities that house such holdings or collections. These inspections help ensure compliance with legal, ethical and procedural standards and promote accountability across the system. Prior to conducting an inspection, OTR will provide written notice to the campus President or the President's designee and the Coordinator at least three days in advance, unless the inspection is in response to an urgent matter or potential breach of care.

Unless a situation poses an immediate threat to the safety or integrity of the holdings or collections, the handling or relocation of Human Remains and Cultural Items is strictly prohibited without the explicit and prior consent of lineal descendants, Indian Tribes or NHOs.

Campus facilities that house Human Remains and Cultural Items must meet operational and management standards set forth in [36 C.F.R. §79.9\(b\)\(3\)](#), unless modifications were approved by the campus President or the President's designee to accommodate traditional care protocols and preferences expressed by lineal descendants, Indian Tribes or NHOs.

In alignment with these standards and the duty of care requirements, Coordinators must:

- Limit and control access to the facilities, including the issuance and management of physical keys and electronic authorization credentials.
- Regularly inspect facilities to identify and address possible security vulnerabilities and environmental control issues, taking immediate actions as needed.
- Notify the appropriate lineal descendants, Indian Tribes, or NHOs within 48 hours of any emergency response actions taken to protect Human Remains and Cultural Items, and consult to determine next steps.
- Develop and maintain a disaster preparedness and response plan with consulting parties and consistent with the duty of care requirements.
- Utilize a comprehensive collections management system to catalog and track holdings or collections, as well as document repatriation activities.

D. Campus Searches

All campuses are required to conduct campus searches for any holdings or collections that may be subject to repatriation laws. Campus searches must be campuswide to include all campus-controlled locations. The purpose of campus searches includes, but is not limited to, the thorough reporting of holdings or collections to avoid missed collections or items and partial repatriations, which cause further harm and negatively impact reburial timelines. Conducting campus searches for possible holdings or collections is a continuous effort for all campuses including those campuses that reported having no holdings or collections. Campuses will implement searches annually and report the status

of searches in their bimonthly reports and annual Repatriation Plan. Campuses must:

- Uphold and enforce federal NAGPRA duty of care throughout the search process;
- Systematically search for potential Human Remains and Cultural Items in the custody, possession or control of a campus, but are undocumented or believed to be missing;
- Search locations including, but not limited to, classrooms and labs, storage facilities, mobile containers, satellite/remote facilities, and any other facilities under the management of the campus or its auxiliaries;
- Prioritize high-risk departments and units such as anthropology and biology classrooms and labs, campus museums and other public exhibit spaces (e.g., hallway display cases);
- Comply with repatriation laws and this policy for reporting newly discovered Human Remains or Cultural Items;
- Provide a process for anonymous reports of suspected custody or knowledge of locales of potential Human Remains or Cultural Items on their campus NAGPRA websites. (See Section X of this policy for reporting suspected allegations of noncompliance with repatriation laws or this policy);
- Require staff, students, retirees or emeriti who have removed potential Human Remains or Cultural Items from campus premises to immediately return them;
- Report any potential Human Remains and Cultural Items that do not have clear provenance or provenience, or associated documentation.

The President or the President's designee will implement campus searches (i.e., campuswide memorandum) and provide the necessary support for Coordinators who will oversee and manage campus search activities. Coordinators will:

- Include consulting parties in the planning and reporting process for campus searches;
- Develop a survey and timeline with consulting parties. (See Resources for the Campus Search and Survey Process Guideline and Sample Campus Department/Unit Self-Assessment);
- Serve as the primary point of contact to receive and document survey responses and track findings;
- Consult and defer to Native American traditional knowledge for the identification and determination of Cultural Items;
- Notify consulting parties, the President or President's designee, and the Campus Committee within 48 hours of locating previously lost or discovering unknown holdings or collections;
- Ensure the same standard of care as outlined in Section IX.C is applied for all potential Human Remains or Cultural Items discovered from campus searches;
- Report findings of previously lost or discovered unknown holdings or collections according to the federal NAGPRA inventory and summary time frames in Section IX.L of this policy; and
- Report search status, findings and efforts to consulting parties, the Campus Committee and NAHC.

OTR will support campuses that encounter challenges in conducting searches for potential holdings or collections.

E. Missing Collections, Loans, Split Collections and Reunifications

Coordinators must conduct ongoing efforts to locate missing collections or portions of collections. Loaned collections must be located and recalled. In accordance with federal NAGPRA duty of care, Coordinators must consult with lineal descendants, Indian Tribes or NHOs on the appropriate storage, treatment or handling of Human Remains or Cultural Items.¹¹ Missing and loaned collections or portions of collections must be disclosed during consultation and included in inventories and summaries (Section IX.L). The discovery of unknown or previously missing Human Remains or Cultural Items must be reported to the President's designee and the Campus Committee within 48 hours of discovery. Coordinators will notify the culturally affiliated or potentially affiliated Indian Tribe(s) or NHO within 48 hours of discovery to initiate consultation and compile and submit federal NAGPRA inventories or summaries according to the respective time frames and CalNAGPRA requirements (Section IX.L).

Campus Coordinators will actively collaborate with other CSU campuses, other colleges or universities, agencies, museums, institutions, and/or private entities to locate collections from the same archaeological sites and/or accessions ("split collections"). Findings of split collections will be shared with consulting parties to discuss and determine possible next steps. Campuses must reunify split collections and work toward joint repatriation efforts as requested through a Tribal request (Section IX.P).

F. Field Schools

The CSU recognizes that many of the current holdings and collections are a result of field school and related cultural resource management activities. While it is the goal of the CSU to minimize the creation of new holdings or collections, the CSU acknowledges that field schools have the potential to create new holdings or collections. The CSU will comply with repatriation laws, [Cal.Pub.Resources Code §5097.98](#) (the Most Likely Descendant statute), and other applicable federal, Tribal, state or local laws.

Campuses must engage in meaningful consultation with culturally affiliated or potentially culturally affiliated Indian Tribes and California Indian Tribes without federal recognition prior to initiating field schools or conducting any activities related to field schools that involve Tribal ancestral territories, cultural resources or areas of potential Tribal significance. This consultation ensures that Tribal perspectives, concerns and cultural protocols are respected and incorporated into the planning and execution of such activities. Campuses shall not initiate any field school on any site identified as a sacred or burial site or place of cultural significance as determined by a California Indian Tribe. Campuses must, at minimum, search the Federal National Historic Landmarks, the National Register of Historic Places and the applicable State Historic Preservation Office archaeological resources list or equivalent. Prior to conducting a field school in California, a campus must search the California Register of Historical Resources, California Historical Landmark Listing and request a sacred lands files search from the NAHC and consult with all California Indian Tribes identified as having knowledge of Tribal cultural resources in the field school location. Consulting parties may reject or approve a campus's proposed field school.

¹¹ [43 C.F.R. §10.1\(d\)\(1\)](#)

As part of this process, campuses are required to document consultation with the consulting parties. Documentation may take the form of a formal letter or statement from the consulting party, explicitly acknowledging their awareness of and support for the proposed field school activities. This documentation must clearly demonstrate that consultation occurred. Field school activities may originate in the form of a Tribal request (Section IX.P).

Failure to conduct Tribal consultation and provide proper documentation may result in the suspension or cancellation of field school activities to ensure compliance with federal NAGPRA and related legal obligations.

In accordance with [Cal. Health and Safety Code §7050.5](#), should there be a discovery or recognition of any human remains in any location other than a dedicated cemetery, there shall be no further excavation or disturbance of the site or any nearby area reasonably suspected to overlie adjacent human remains until the coroner of the county in which the human remains are discovered has made their determination. Should the coroner determine that the human remains are not subject to their authority and if the coroner recognizes the human remains to be those of a Native American or has reason to believe that they are those of a Native American, NAHC must be contacted under the guidelines outlined in [Cal.Pub.Resources Code §5097.98](#).

G. Hazardous Substance Contamination Histories

Federal NAGPRA [43 C.F.R. §10.9\(a\)\(1\)\(v\)](#) and [43 C.F.R. §10.10\(a\)\(6\)](#) require campuses to report known hazardous substances used to treat or preserve Human Remains and Cultural Items. A lineal descendant, culturally affiliated Indian Tribe or NHO may request the campus to test for hazardous substances (Section IX.P). Coordinators must:

- Compile comprehensive contamination histories as part of the information provided to consulting parties. Identification of application or exposure to harmful substances may include pesticides (e.g., DDT), mercury, arsenic and any other preservation substances.
- Gather documentation regarding the type, method, date of each application, purpose or reason for the application or exposure, and any previous testing or treatments. Reports must include exposures to mold and any other risks to human health through handling or inhalation.
- Disclose contamination information early in the consultation process to all consulting parties to determine the next steps and proper protective physical and cultural protocols. At the request of consulting parties, Coordinators will obtain information for testing or removal of contaminants, which will be funded by the campus. Options will include methods that minimize handling and destructive treatments.

H. Tribal Outreach and Communication

Coordinators are responsible for proactive outreach to culturally affiliated and potentially culturally affiliated federally recognized Indian Tribes, NHOs and California Indian Tribes without federal recognition to initiate and facilitate consultation. Coordinators must establish connections with the

designated representative(s) such as Tribal Historic Preservation Officers (THPOs), Cultural Resources Directors, Tribal Chairs, repatriation staff and/or other representatives authorized by the Tribal Government or NHO to consult on behalf of the Tribe or NHO. Coordinators must engage in meaningful consultation that reflects the Guiding Principles in Section VI of this policy and conduct the following actions to initiate and facilitate consultation:

- Retrieve the list of federally recognized Indian Tribes and NHOs obtained from the National Park Service's NAGPRA [Consultation Resources](#) in addition to the list of California Indian Tribes from the NAHC. These resources should be used to contact culturally affiliated and potentially culturally affiliated Indian Tribes, NHOs and California Indian Tribes without federal recognition that have or may have a cultural or geographical interest in the holdings or collections in the possession or control of the campus;
- Initiate consultation using telephone, U.S. mail and electronic mail and conduct multiple attempts using a variety of these methods. Multiple attempts must, at minimum, consist of two phone calls and two emails within 20 business days of the initial correspondence and once every two months thereafter. Coordinators must seek other avenues to make connections including, but not limited to, in-person networking opportunities, reaching or seeking assistance from others including colleagues, fellow CSU Coordinators, OTR staff and searching the Tribe's website for current contact information;
- Respond to requests for consultation within five business days;
- Provide access to relevant information on the holdings or collections of interest to consulting parties upon request. The Coordinator will either provide the requested information within five business days or acknowledge the request and provide a status of the work being done to provide the requested information within five business days;
- Consult individually with each consulting party unless joint consultation meetings are requested by the consulting party;
- Offer options to conduct consultation using a variety of methods such as in-person meetings either on campus or at a location of the consulting party's choosing, phone calls and/or remote conferencing;
- Provide appropriate and respectful consultation accommodations such as designated private spaces;
- Provide funding to cover all travel costs including transportation, accommodations, meals, parking, travel assistants and other expenses identified by consulting parties (Section VIII.C);
- Maintain scheduling flexibility and develop agendas and timelines with consulting parties;
- Document consultation efforts to include dates of contact, methods of contact, consulting parties, action items, expectations and outcomes;
- For verbal communications, a follow-up email or letter must be sent within five business days to the consulting party to ensure that agreed-upon decisions and next steps are accurate;
- Protect from disclosure any private or sensitive information shared in conversation and during a consultation (Section IX.I);
- Disclose contamination information to consulting parties to determine the next steps and proper protective physical and cultural protocols (Section IX.G);

- Make reasonable accommodations for Tribal cultural protocols pertaining to access, treatment and handling of Human Remains and Cultural Items as determined by the lineal descendant, culturally affiliated Indian Tribe(s) or NHO;
- Ensure the accuracy of meeting notes with consulting parties before they are included in a consultation record within five business days following the meeting.

I. Consultation

Tribal consultation is imperative for regaining trust and building lasting positive working relationships. Consultation is a legal requirement and a cornerstone of successfully implementing this policy.

CalNAGPRA requires consultation with California Indian Tribes without federal recognition. However, this consultation cannot impede deadlines or time frames under federal NAGPRA. Consultation occurs early and often throughout the various stages of compliance with repatriation laws. Consultation is always foundational to all aspects of the repatriation processes and guides how consulting parties will proceed. Federal NAGPRA [43 C.F.R. §10.2](#) defines consultation as:

“The exchange of information, open discussion, and joint deliberations made between all parties in good-faith and in order to:

- (1) Seek, discuss, and consider the views of all parties;
- (2) Strive for consensus, agreement, or mutually acceptable alternatives; and
- (3) Enable meaningful consideration of the Native American traditional knowledge of lineal descendants, Indian Tribes, and NHO.”

CalNAGPRA §8012(e) defines consultation as:

“The meaningful and timely process of seeking, discussing, and considering carefully the views of others, in a manner that is cognizant of all parties’ cultural values and, where feasible, achieving agreement. Consultation between agencies or museums and California Indian Tribes shall be conducted in a manner that is respectful of tribal sovereignty. Consultation also shall recognize the tribes’ potential need for confidentiality with respect to tribal traditional knowledge and all tribal information shared during the consultation.”

Consultation efforts, including each outreach attempt, must be recorded as part of the required¹² documentation submitted to the National NAGPRA Program Manager and NAHC. A copy of the consultation record must be included in the annual Repatriation Plan. A record of consultation may include, but is not limited to:

- Consulting parties
- Initiation of consultation
- Response to invitation to consult
- Requests for additional information
- Consultation sessions
- Results of consultation

¹² Federal NAGPRA [43 C.F.R. §10.9\(c\)](#) and [43 C.F.R. §10.10\(c\)](#).

J. Confidentiality

Campuses must recognize the duty to maintain confidentiality throughout the federal NAGPRA and CalNAGPRA processes. All CSU staff must address the topic of confidentiality during Tribal consultation, emphasizing the consulting party's need for confidentiality regarding Native American traditional knowledge and any other shared information. Campuses are required to protect private and sensitive information from public disclosure as determined by the consulting parties. Information obtained during consultations, including but not limited to details of a repatriation request, transfer or reburial shall be considered confidential unless otherwise advised in writing by the consulting party. Information such as transcribed, reproduced or copied, photographed or digitally imaged, and/or audio or video recordings will be kept confidential unless the contributing consulting party provides express authorized consent in writing to share such information. Posting information shared during consultation, images and/or descriptions of holdings or collections, location of facilities housing holdings or collections, and images of storage materials or units containing Human Remains or Cultural Items on social media is strictly prohibited.

Information may be disclosed as required by repatriation laws to support the repatriation of Human Remains and Cultural Items for legal review, mediation or an audit requirement. The scope of this disclosure must be kept as narrow as possible to comply with repatriation laws. Further, before releasing such information for these purposes, the consulting party must be notified in writing. Campuses must take preventative measures to ensure that private and sensitive information does not become part of the public record by limiting all requests, collection or recordings of such information. Physical files containing confidential information will be kept secure in locked cabinets, and electronic data must be password-protected, managed, and maintained in accordance with the [CSU Information Security Responsible Use Policy](#), which includes, but is not limited to:

- Controlling access to information;
- Responding to and addressing information security incidents;
- Complying with laws and regulations; and
- Ensuring the logical and physical security of the underlying technology used to store and transmit information.

Should the CSU or any campus receive a request under the Public Records Act for which there are responsive documents or records, any applicable exemption will be used to prevent disclosure. These exemptions may include but are not limited to, [California Gov't Code §7927.000](#), [California Gov't Code §7927.005](#), [California Gov't Code §7927.705](#) and [Cal.Evid.Code §1040](#).

K. Cultural Affiliation

Campuses must determine if cultural affiliation can be established for Human Remains and Cultural Items. Under federal NAGPRA [43 C.F.R. §10.3](#), cultural affiliation:

- Ensures repatriation of Human Remains and Cultural Items is based on a reasonable connection with an Indian Tribe or NHO;

- Must be determined by the information available, including information provided by Indian Tribes or NHOs;
- Does not require exhaustive studies, additional research or continuity through time; and,
- Not precluded solely because of reasonable gaps in the information available.

Under CalNAGPRA, campuses must consult with California Indian Tribes that are reasonably believed to be culturally affiliated with the Human Remains or Cultural Items. This includes consulting with California Indian Tribes without federal recognition; however, campuses must follow the required steps as outlined in federal NAGPRA [43 C.F.R. §10.3](#) to culturally affiliate the Human Remains or Cultural Items to Indian Tribes or NHOs. According to federal NAGPRA [43 C.F.R. §10.3\(a\)\(1\)](#), cultural affiliation determination may be made utilizing one or more of the following equally relevant information about the Human Remains or Cultural Items:

- Geographical
- Kinship
- Biological
- Archaeological
- Anthropological
- Linguistic
- Folkloric
- Oral traditional
- Historical evidence or
- Other information or expert opinion, including Native American traditional knowledge.

Human Remains and associated funerary objects without cultural affiliation must be reevaluated and consulted with all potentially culturally affiliated Indian Tribes and NHOs. Coordinators are encouraged to search published notices in the *Federal Register* for Human Remains or Cultural Items from the state of origin to identify potentially culturally affiliated Indian Tribes and NHOs that other museums or agencies consulted. According to federal NAGPRA [43 C.F.R. §10.10\(d\)\(1\)\(iii\)\(D\)](#), for Human Remains and associated funerary objects where no lineal descendant or any Indian Tribe or NHO with cultural affiliation can be clearly or reasonably identified, a notice of inventory completion must be published in the *Federal Register*.

L. Inventories and Summaries

While the CSU will strive to minimize the creation of new holdings or collections, the CSU acknowledges that ground disturbances, including field schools (see Section IX.F), have the potential to create new holdings or collections. The CSU will comply with repatriation laws, [Cal.Pub.Resources Code §5097.98](#) (the Most Likely Descendant statute), and other applicable federal, Tribal, state or local laws.

Repatriation laws require each campus with possession or control of holdings or collections that contain or may contain Human Remains or Cultural Items to create inventories and summaries. Throughout the processes of creating, updating and completing inventories and summaries, campuses must uphold

federal NAGPRA duty of care, minimize handling and defer to Native American traditional knowledge for cultural protocols and identification of Cultural Items.

CalNAGPRA requires consultation with California Indian Tribes during the creation of preliminary inventories and summaries and after submission to NAHC. Coordinators must track consultation and repatriation progress in the NAHC [CalNAGPRA Inventories and Summaries Database](#). Per CalNAGPRA §8013(f), campuses that have completed an inventory or summary as required by federal NAGPRA shall be deemed to be in compliance, provided the campus provides a copy of the inventory or summary to NAHC.

1. Inventories

Based on relevant information available, Coordinators must compile a simple itemized list of any Human Remains and associated funerary objects in a holding or collection. The itemized list must be comprehensive and cover all holdings or collections. The required contents of itemized lists are detailed in federal NAGPRA [43 C.F.R. §10.10\(a\)](#). Prior to completing an inventory or preliminary inventory and conducting new or additional inventory work, Coordinators must consult with lineal descendants, culturally affiliated and potentially culturally affiliated Indian Tribes or NHOs.

In accordance with [CalNAGPRA §8013\(b\)\(C\)\(i\)](#), Coordinators will first list in preliminary inventories the Human Remains and associated funerary objects that are clearly identifiable as to State Cultural Affiliation with California Indian Tribes to expedite the repatriation of those Human Remains and associated funerary objects. Coordinators must follow and complete the federal NAGPRA Steps to Repatriation of Human Remains and/or associated funerary objects (Section IX.M). See Repatriation Procedures in Resources.

2. Inventory Time Frames:

Campus Action	Inventory Requirement
Pursuant to federal NAGPRA 43 C.F.R. §10.10 (d)(2)	
If a campus acquires possession or control of Human Remains or associated funerary objects	An inventory must be submitted two years after acquiring possession or control of Human Remains or associated funerary objects to all consulting parties and the National NAGPRA Program Manager.
If a campus locates previously lost or unknown Human Remains or associated funerary objects	An inventory must be submitted two years after locating the Human Remains or associated funerary objects to all consulting parties and the National NAGPRA Program Manager.
CalNAGPRA Requirement	
Information submitted to the National NAGPRA Program Manager should also be uploaded to the Preliminary Inventory on the CalNAGPRA Database.	
OTR Requirement	

If a campus locates previously lost or discovers unknown Human Remains or associated funerary objects	Notification must be sent within 48 hours to report the Human Remains or associated funerary objects to the consulting parties, the President's designee and the Campus Committee.
Campuses must count the boxes/containers and/or storage units that contain or may contain Human Remains or associated funerary objects	The box/container and/or storage unit counts must be completed annually and reported in the Repatriation Plan.

3. Pursuant to federal NAGPRA [43 C.F.R. §10.10\(d\)\(3\)](#), no later than January 10, 2029, for any Human Remains or associated funerary objects listed in an inventory but not published in a notice of inventory completion in the *Federal Register* prior to January 12, 2024, campuses must:

- 1) Initiate consultation;
- 2) Consult with consulting parties;
- 3) Update its inventory and ensure the inventory is comprehensive and covers all holdings or collections; and
- 4) Submit an updated inventory to all consulting parties and the National NAGPRA Program Manager.

4. Summaries

Based on relevant information available, Coordinators must compile a comprehensive summary that generally describes the unassociated funerary objects, sacred objects, or objects of cultural patrimony in a holding or collection. The required contents of summaries are detailed in federal NAGPRA [43 C.F.R. §10.9\(a\)](#). Updates to summaries are not required by federal NAGPRA provided the summary adequately describes the holding or collection.

In accordance with [CalNAGPRA §8013\(c\)\(1\)](#), a preliminary summary shall be in lieu of an object-by-object inventory to limit unnecessary handling and damage to the objects and must include all Native American ethnographic or archaeological objects in a holding or collection because it may not be clear whether objects are Cultural Items. Identifications and determinations of Cultural Items are made in consultation with lineal descendants, culturally affiliated and potentially culturally affiliated Indian Tribes or NHOs.

Coordinators must follow and complete the federal NAGPRA Steps to Repatriation of unassociated funerary objects, sacred objects, and/or objects of cultural patrimony (Section IX.M). See Repatriation Procedures in Resources.

5. Summary Time Frames:

Campus Action	Summary Requirement
Pursuant to federal NAGPRA 43 C.F.R. §10.9 (a)(2)	
If a campus acquires possession or control of unassociated funerary objects, sacred objects or	A summary must be submitted six months after acquiring possession or control of unassociated

objects of cultural patrimony	funerary objects, sacred objects or objects of cultural patrimony to the National NAGPRA Program Manager.
If a campus locates previously lost or unknown unassociated funerary objects, sacred objects or objects of cultural patrimony	A summary must be submitted six months after locating the unassociated funerary objects, sacred objects or objects of cultural patrimony to the National NAGPRA Program Manager.
CalNAGPRA Requirement	
Information submitted to the National NAGPRA Program Manager should also be uploaded to the Preliminary Summary on the CalNAGPRA Database.	
OTR Requirement	
If a campus locates previously lost or discovers unknown unassociated funerary objects, sacred objects or objects of cultural patrimony	Notification must be sent within 48 hours to report the unassociated funerary objects, sacred objects or objects of cultural patrimony to the consulting parties, the President's designee and the Campus Committee.
Campuses must count the boxes/containers and/or storage units that contain or may contain unassociated funerary objects, sacred objects or objects of cultural patrimony.	The box/container and/or storage unit counts must be completed annually and reported in the Repatriation Plan.

M. Repatriation and Repatriation Time Frames

Campuses shall be prepared to proceed through the NAGPRA process in a timely manner, aligned with the pace established by the consulting parties. The time frame for consultation and repatriation shall be driven by the needs and readiness of the consulting parties, and campuses must be responsive and flexible in supporting this process.

Campuses are required to engage in all NAGPRA-related activities in good faith and shall not cause or contribute to any delay in consultation, decision-making or repatriation efforts. Delays shall only be considered appropriate when they are in deference to Native American traditional knowledge, Tribal sovereignty or when specifically requested by the consulting parties. In all instances, campuses shall prioritize respectful, cooperative and timely engagement.

Under federal NAGPRA, only Indian Tribes may request Human Remains or Cultural Items for repatriation. Respecting Tribal sovereignty, the CSU respects Indian Tribes' right to initiate private transfer agreements with California Indian Tribes without federal recognition following the completion of the federal NAGPRA repatriation processes.

Coordinators must follow and complete the Steps to Repatriation detailed in federal NAGPRA [43 C.F.R. §10.9](#) and [43 C.F.R. §10.10](#) to ensure lineal descendant, Indian Tribe or NHO preferences are incorporated throughout the repatriation processes. See Resources for the Repatriation Procedures and

the National NAGPRA Program's Steps to Repatriation guidance document. Further, Coordinators must abide by and uphold the federal NAGPRA duty of care and make every effort to minimize the handling of the holdings or collections throughout the Steps to Repatriation.

Requests for repatriation may be received at any time. All claims for repatriation must be reviewed by the Campus Committee (Section VIII.D) for determination per [CalNAGPRA §8028.71\(b\)\(4\)](#). Coordinators will work towards completing repatriation no later than 90 days after completing the Steps to Repatriation and according to the time frames for responding to repatriation requests below:

Initiating Action/Request	Campus Action	Time Frame	Applicable Federal NAGPRA Statute
Receives competing requests for repatriation	Send a written determination	180 days	43 C.F.R. §10.9(h)(4) ; 43 C.F.R. §10.10(i)(3)
Receives a request for repatriation	Respond to the request	90 days	43 C.F.R. §10.9(e) ; 43 C.F.R. 10.10(g)
Has completed all other repatriation requirements	Send a repatriation statement	90 days	43 C.F.R. §10.9(g) ; 43 C.F.R. §10.10(h)
Agrees to a request for the repatriation of Cultural Items	Submit a Notice of Intended Repatriation	30 days	43 C.F.R. §10.9(f)
Receives competing requests for repatriation	Inform all requestors	14 days	43 C.F.R. §10.9(h)(3) ; 43 C.F.R. §10.10(i)(2)
Receives a returned notice	Resubmit a notice	14 days	43 C.F.R. §10.9(f)(3) ; 43 C.F.R. §10.10(e)(3)

N. Appeals

An appeal of a campus's decision or determination regarding the identification or repatriation of Human Remains or Cultural Items may be submitted for review and consideration. Instructions to file an appeal must be posted on each campus's NAGPRA website. An appeal may be initiated by either or both options:

Submitted to the President ([CSU Presidents contact list](#)) and/or the [President's designee](#)

- A receipt of an appeal will be sent within five business days.
- Within 20 business days of receipt of an appeal, the President will decide to uphold, reverse or modify the determination provided that all applicable legal and policy requirements are met, and provide the appealing party with a written explanation and basis for approving or denying the appeal.

- The President may decide to elevate an appeal to the Campus Committee for review and recommendation at the next committee meeting. The President will send a follow-up communication to the appealing party to provide a status and if applicable, an invitation to attend the committee meeting.
- If the appealing party decides the matter is still unresolved, the appeal may be sent directly to the Systemwide Committee or the National NAGPRA Program Manager as addressed below.

Submitted to the Systemwide Committee at nagpra@calstate.edu

- A receipt of an appeal will be sent within five business days with a copy to the campus President and the President's designee.
- The Systemwide Committee will review the appeal at their next committee meeting but no later than 45 business days from receipt of the appeal.
- Depending on the nature of the appeal, the Systemwide Committee may request the associated information pertaining to the matter of the appeal from the campus President or the President's designee and/or request the appealing party to attend a committee meeting.
- Within 20 business days after the committee meeting, the Systemwide Committee will provide a recommendation to the President who will make the decision to uphold, reverse or modify the initial determination, provided that such decision is based on a determination that all applicable legal and policy requirements are met, and provide the appealing party with a written explanation and basis for approving or denying the appeal.

If a resolution of the matter cannot be made at the campus or system level, third-party mediation services may be sought. Pursuant to federal NAGPRA [43 C.F.R. §10.12](#), a lineal descendant, Indian Tribe or NHO with potential cultural affiliation to the Human Remains or Cultural Items may request the assistance of the National NAGPRA Program Manager or the Review Committee.

O. Reburial

OTR will develop a plan and identify needs for reburial and potential funding. However, if requested by the lineal descendant or the culturally affiliated Indian Tribe(s), each campus must consult regarding the identification of potential land for reburial on campus.

Following the repatriation of Human Remains, the lineal descendant or Indian Tribe may express interest in reburial of the Ancestor(s) on campus land. If such a request is made, the campus will give thoughtful consideration to the availability of appropriate space and may explore potential reburial locations, where feasible. Any proposed location should be mutually agreed upon by both the campus and the lineal descendant or Indian Tribe. If a suitable site is identified and both parties are in agreement, the campus may proceed with establishing a CSU Transfer of Custody Agreement for Reburial of Ancestral Remains in collaboration with the lineal descendant or Indian Tribe. A sample CSU Transfer of Custody Agreement for Reburial of Ancestral Remains is available in Resources.

Campuses may use allocated funds from the Chancellor's Office to assist funding reburial-related costs.

Campuses will coordinate with consulting parties to identify alternate sources of funding for reburial preparation costs and apply for NAGPRA repatriation grants.

P. Tribal Requests: Research and Testing, Acceptance of Collections, Request for Assistance and Held-in-Trust Requests

All requests for research and testing must align with the federal NAGPRA provisions of the duty of care requirements. Any request for research or testing must have free, prior and informed consent from lineal descendants, federally recognized Indian Tribes or NHOs. Any new or additional research or testing requested by a lineal descendant, Indian Tribe or NHO should be conducted after repatriation is completed and the transfer of control to the lineal descendant, Indian Tribe or NHO has occurred. However, Tribal requests may include testing Human Remains or Cultural Items for hazardous substances before repatriation. Tribal requests may also include requests for reproductions including, but not limited to, photography, film, recording, 3-D imaging or printing, or plaster casts.

As stated in this policy, campuses must not create, accept or acquire new holdings or collections that contain or may contain Human Remains or Cultural Items. However, campuses are encouraged to provide support and resources to effectuate repatriation outcomes and strengthen campus Tribal relations and partnerships as stated in Guiding Principles (Section VI). Campuses will consider Tribal requests that include temporary custody of collections for the following purposes:

- The collection is under a custody agreement as agreed upon by the consulting parties (agencies, Tribes, CSU campuses).
- Pending repatriation.
- Reunification of accessions or sites.
- Testing, analysis or research.
- Education or training.
- Other temporary custodial purposes.

In these instances, the receiving CSU campus must be provided with written agreements that include explicit permission and approval from the requestor(s) before taking physical custody. Agreements must identify the respective roles, responsibilities, expectations, terms, conditions, and if applicable, timelines. Campuses will consider Tribal requests to accept legal control transferred from a federal or state agency, institution, museum or private entity on a case-by-case basis. Campuses must consider several factors including the campus's ability to provide sufficient funding and appropriate facilities as defined in Section IX.C of this policy, to safeguard and protect holdings or collections including, but not limited to, adequate staffing, the ability to restrict access, and to make reasonable accommodations for Tribal cultural care and protocols.

A lineal descendant, Indian Tribe or NHO may request the assistance of additional or multiple CSU campuses in any repatriation matter. The assisting campus may assist with the reunification of collections, preparing notices, providing reburial space, reburial preparation, reburial assistance or the coordination of the transfer of collections. The assisting campus may support good faith repatriation for

holdings or collections in the possession or control of other CSU campuses. All campuses involved must uphold and adhere to federal NAGPRA duty of care. The campus with possession or control must retain full compliance responsibilities and cover all related costs.

Following repatriation, and at the request of the lineal descendant, Indian Tribe, or NHO to whom legal control has transferred, the campus may continue to store and care for Human Remains or Cultural Items until physical transfer is feasible. In such cases, the campus shall execute a formal Held-in-Trust agreement in consultation with the relevant lineal descendant, Indian Tribe, or NHO. This agreement shall outline mutually agreed-upon terms and conditions, including any necessary modifications to storage preferences and access protocols. The campus shall make reasonable efforts to accommodate such requests and shall provide a standard of care consistent with Section IX.C. If the duration of the Held-in-Trust agreement exceeds one year, the agreement must be reviewed annually from the date of execution to ensure continued alignment with the needs of the lineal descendant, Indian Tribe or NHO. Refer to the Resources section for a Held-in-Trust agreement template.

Tribal requests must be submitted in writing by the authorized Tribal representative(s) and submitted to the Coordinator and/or President or President's designee. The Coordinator will confirm receipt of the request within five business days. Unless the collection is owned by the lineal descendant, Indian Tribe, NHO or California Indian Tribe without federal recognition, all Tribal requests to accept collections will be reviewed by the Campus Committee at their next meeting and make a recommendation to the President or President's designee to accept or deny the request. A written response from the President or the President's designee will be issued to the requestor within 20 business days following the committee meeting. If an immediate response is needed due to an urgent circumstance, timelines may be expedited.

Q. Agency, Institution and Private Holdings or Collections

Generally, if a holding or collection is from federal land even under a permit, and perhaps under a curation agreement, the holding or collection is the responsibility of the agency to comply with repatriation laws. Per federal NAGPRA [43 C.F.R. §10.8](#), campuses were required to report federal agency holdings or collections to the authorized agency representative and the National NAGPRA Program Manager no later than January 13, 2025. Campuses were required by OTR to send similar statements to state and local agencies, institutions or private entities with possession or control of holdings one day following the federal NAGPRA deadline. Coordinators must establish and maintain active communications with each agency or institution representative or individual and work with the campus legal counsel representative to update or renew agreements with clear responsibilities of compliance with repatriation laws. Campuses must report these holdings or collections and their status in the annual Repatriation Plan.

Campuses must not acquire or accept holdings or collections that contain or may contain Human Remains or Cultural Items unless a request to acquire or accept a holding or collection was made through a Tribal request and approved as outlined in Section IX.P of this policy.

R. Deaccession and Voluntary Deaccessioning

This policy covers the requirements and processes for the repatriation of Human Remains and Cultural Items subject to repatriation laws. Further, this policy serves as the CSU system's museum deaccession policy to explicitly provide procedures for the deaccession of campus museum collections containing Human Remains and Cultural Items. This policy supersedes the [CSU Policy on Art Collection Management](#) and any campus museum deaccession policies and procedures regarding compliance with repatriation laws. Campuses are required to review and align such policies and procedures with this policy within one year of the implementation of this policy.

Campuses are encouraged to consider requests from lineal descendants, Indian Tribes, NHOs or California Indian Tribes without federal recognition for voluntary deaccession of items that have been determined not to be Cultural Items as defined by repatriation laws. The Coordinator must document the steps taken to ensure they have fully complied with federal NAGPRA requirements including consultation to determine cultural affiliation and determine whether the item meets the criteria and definition of a Cultural Item. In making these decisions, campuses should consider the requestor's relationship to such item(s), if the item is related to or associated with any Human Remains or Cultural Items, campus museum deaccessioning policies of items not subject to repatriation laws and other applicable laws.

X. Noncompliance and Enforcement

The CSU is committed to working in an open and accountable way that builds trust. The CSU aims to represent itself in a professional and respectful manner. The system and its campuses will strive to expeditiously address concerns and resolve issues. In doing so, each campus must provide a process and/or contact information and methods for submitting a request for review on their campus NAGPRA website and respond within a timely manner. At any time, allegations of noncompliance may be submitted directly to OTR, NAHC ([CalNAGPRA §8029](#)) and/or the [National NAGPRA Program](#).

Appeals to a campus decision on a repatriation matter such as determinations regarding identification, repatriation, or transfer of Human Remains or Cultural Items is discussed in Section IX.N of this policy.

Any allegation of noncompliance with repatriation laws (e.g., federal NAGPRA duty of care) or applicable state and federal laws will be subject to the CSU [Complaint Procedures for Protected Disclosure of Improper Governmental Activities and/or Significant Threats to Health or Safety](#).

Any CSU employee in violation of repatriation laws will be subject to disciplinary actions under state and federal law, criminal and civil law, and collective bargaining agreements.

XI. Policy History and Updates

In late 2023, a Policy Working Group consisting of Tribal repatriation practitioners, CSU staff and state representatives was established by the CSU to draft this policy. See Resources for a list of members.

This policy was developed in consultation with California Indian Tribes. Statewide listening and outreach sessions and consultations with California Indian Tribes were held to develop drafts of this policy. Additional Tribal consultations were held before the adoption and implementation of this policy.

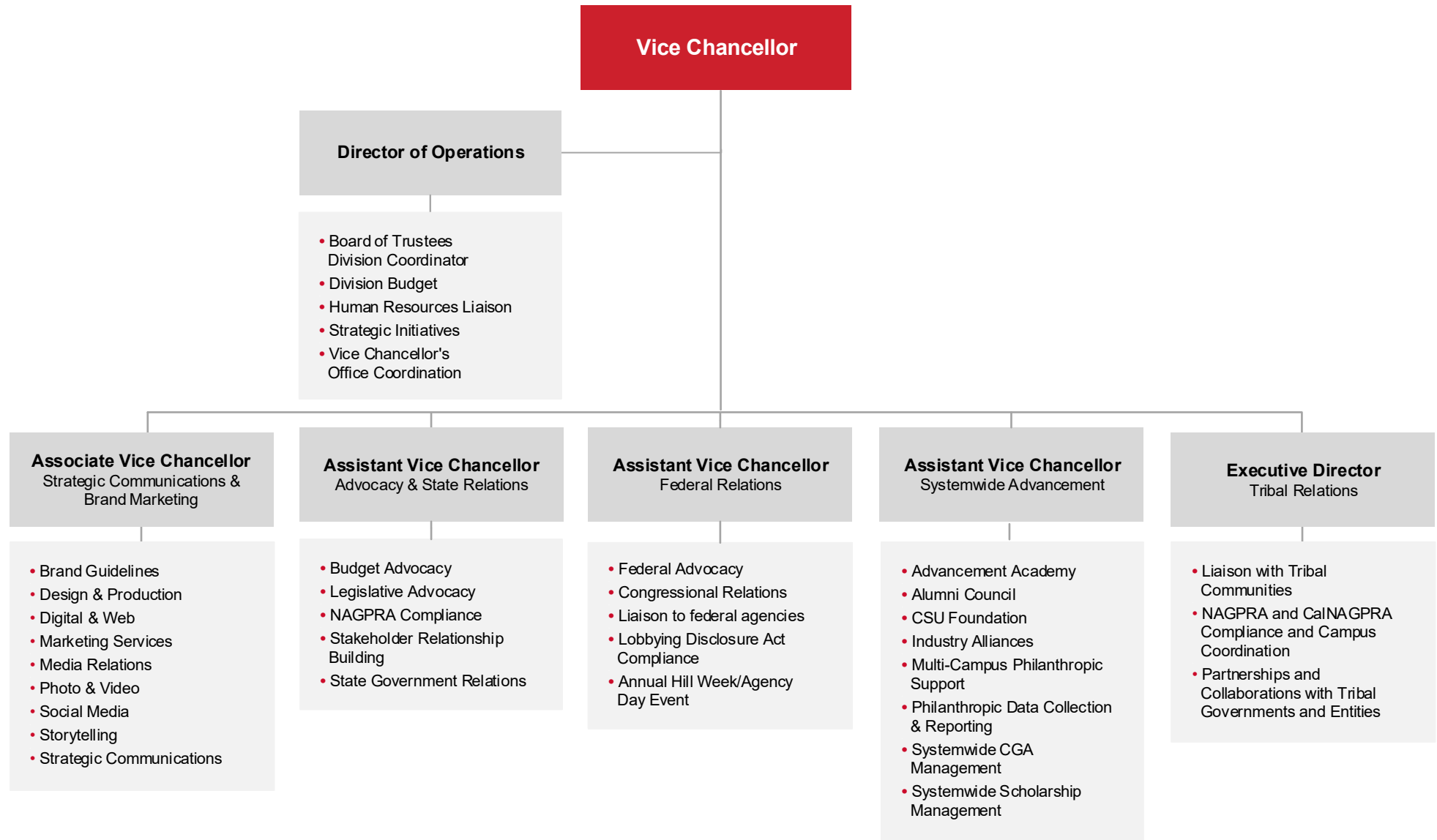
One year after the adoption of this policy, OTR and the Systemwide Committee will assess the effectiveness of this policy. This policy will be reviewed when changes to repatriation laws occur, requested or required by the Chancellor, OTR or internal or external auditors, changes in CSU system infrastructure, or as recommended by the Systemwide Committee. Reviews after that will occur every three years. The CSU will collaborate and consult with California Indian Tribes and NAHC on drafted revisions before adoption and implementation. Drafted revised policies will include reviews by the CSU Academic Senate and Labor Relations.

Pursuant to [CalNAGPRA §8028.7\(b\)](#), campuses may adopt supplemental policies if the campus determines that individual circumstances are not adequately covered by this policy within one year after the adoption of this policy, but they shall not conflict with this policy. Campuses must demonstrate the extremely unique circumstances that necessitate supplemental policies. Such supplemental policies must be developed in consultation with California Indian Tribes and are subject to review by NAHC and approval from the Systemwide Committee.

XII. Resources

1. External Relations and Communications Division Organizational Chart
2. Sample Campus Repatriation Implementation Plan
3. CSU Transfer of Custody Agreement for Reburial of Ancestral Remains
4. Repatriation Procedures and Associated Resources
5. National NAGPRA Steps to Repatriation
6. Campus Search and Survey Process Guideline
7. Sample Campus Department-Unit Self-Assessment
8. CSU Chancellor Memorandum on Prohibition of Use of Native American Items
9. CSU Held-in-Trust Agreement Template
10. CSU Policy Working Group Members

EXTERNAL RELATIONS & COMMUNICATIONS





[Insert Campus Name / Branding]

CAMPUS REPATRIATION IMPLEMENTATION PLAN

Prepared & Submitted [Insert Fiscal Year]

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Purpose and Instructions

The California State University (“CSU”) is committed to respectful, timely, and complete repatriation of Native American human remains and cultural items in the possession or control of CSU campuses and full compliance with the legal requirements under the Native American Graves Protection and Repatriation Act (“[federal NAGPRA](#)”) and subsequent [regulations](#), and the California Native American Graves Protection and Repatriation Act (“[CalNAGPRA](#)”), and subsequent Assembly Bills [275 \(2019-2020\)](#) and [389 \(2022-2023\)](#). Federal NAGPRA was enacted to protect and restore human remains and cultural items to lineal descendants, Indian Tribes, and Native Hawaiian organizations (“NHO”). CalNAGPRA requires consultation with all California Indian Tribes, including Tribes without federal recognition. However, consultation under CalNAGPRA may not delay any deadline or timeframe prescribed by federal NAGPRA or impede the federal repatriation processes in any way.

The CSU Repatriation Implementation Plan (“Plan”) is a required report for all CSU campuses with custody, possession or control of holdings or collections that contain or may contain Native American human remains or cultural items. The Plan is utilized to report the campus’s repatriation efforts and the estimated timelines and budgets annually. Estimated timelines and budgets must be developed with the consulting parties. The Plan also requires reporting collections held in campus custody for federal and state agencies, local governments, private entities, or other institutions or museums, including other CSU campuses.

Instructions

The Plan should be completed by staff assigned compliance responsibilities and oversight duties. Further, the Plan must be reviewed by the Campus NAGPRA Committee and the campus President or President's designee before submitting it to the Office of Tribal Relations ("OTR") in the Chancellor's Office on/by the imposed deadline or as requested. Please provide your answers in the **green fields**. Tab out of the last row in the tables to add more rows. If a longer explanation is necessary, include an appendix document referencing the table number or section. A template budget is provided. Compile and submit the appendix documents with the completed Plan. Submit the Plan to OTR via email at **nagpra@calstate.edu**.

Campus Acknowledgement

Please insert the name of your campus in the blank spaces below.

The **_____** acknowledges that the Plan, timeline, and budget may need adjustments in response to requests for repatriation and/or newly located or discovered human remains and/or cultural items. The **_____** recognizes that successful repatriation outcomes require proactive efforts to locate and report campus holdings or collections, compile all relevant information and documentation, and conduct proactive outreach to culturally affiliated and potentially culturally affiliated Indian Tribes and California Indian Tribes without federal recognition to initiate consultation while being responsive to Tribal inquiries and requests. The Plan is a dynamic document that adjusts accordingly as needed. The **_____** will review and update the Plan periodically or at the request of OTR.

Report Prepared By	Preparer's Title	Preparer's Contact Phone & Email

Campus Information

List the campus administrators, staff, and faculty, including their positions and roles within the campus structure, who are delegated repatriation-related responsibilities and duties and their percentage of time toward such responsibilities and duties. Include part-time administrative support, student workers, and faculty course buy-outs, and provide the percentage (may be approximate) of time or number of hours per week/month/semester/academic year.

Name, Title, Office/Department		% or hrs.
President's Designee		

Coordinator		
Tribal Liaison		

Campus NAGPRA Committee	
How often has the committee met over the past year and on what dates?	
If the campus committee has vacancies, provide a brief statement on the outreach efforts to seek nominations since the last campus progress report.	

Does the campus have a public-facing NAGPRA/CalNAGPRA website?	
If yes, provide the website link(s).	
If not, provide the expected date or timeline for launching a website.	
Who maintains the website to provide updates and check hyperlinked information?	

List federal NAGPRA/CalNAGPRA-related trainings, webinars, or other events attended since the previous Plan. Include the date, location, organizers, URL or brief description of the training.

<p>Please ensure campus contact information is current for these resources:</p> <p>https://apps.cr.nps.gov/nagrapublic/Home/Contact</p> <p>https://nagpra.calstate.edu/csu-contacts</p> <p>Notify the Native American Heritage Commission (“NAHC”) via email at calnagpra@nahc.ca.gov</p>

Compliance Overview

❖ Obtain Tribal contact information

The NAHC maintains the statewide list of CalNAGPRA Tribal contacts. The list includes only California federally recognized Tribes and Tribes without federal recognition. The NAHC updates the list frequently, if not daily; therefore, it is recommended that you obtain the most current version, especially if the list you have is older than a month. Email the NAHC at calnagpra@nahc.ca.gov to request the list.

For Tribes nationwide:

<https://apps.cr.nps.gov/nagprapublic/Home/Contact>

<https://www.nps.gov/subjects/nagpra/consultation-resources.htm>

❖ **Follow the federal NAGPRA *Steps to Repatriation***

[43 C.F.R. §10.9 Repatriation of unassociated funerary objects, sacred objects, or objects of cultural patrimony.](#)

[43 C.F.R. §10.10 Repatriation of human remains or associated funerary objects.](#)

❖ **Adhere to federal NAGPRA *Duty of Care* requirements**

❖ **Abide by federal NAGPRA deadlines and timeframes**

Pursuant to federal [NAGPRA 43 C.F.R. §10.10\(d\)\(3\)](#): No later than **January 10, 2029**, for any human remains or associated funerary objects listed in an inventory but not published in a notice of inventory completion prior to January 12, 2024, a museum or Federal agency must:

- (i) Initiate consultation as described under paragraph (b) of this [section](#);
- (ii) Consult with consulting parties as described under paragraph (c) of this [section](#);
- (iii) Update its inventory under paragraph (d)(1) of this section and ensure the inventory is comprehensive and covers all holdings or collections relevant to this section; and
- (iv) Submit an updated inventory to all consulting parties and the Manager, National NAGPRA Program [“NPS”].

Federal NAGPRA 43 C.F.R. §10.9(a)(2) Summaries Submission Deadlines

Acquires Possession or Control of Cultural Items (unassociated funerary objects, sacred objects, objects of cultural patrimony)	Locates Missing or Unknown Cultural Items (unassociated funerary objects, sacred objects, objects of cultural patrimony)	Prior to 1/12/2024, a campus <u>must have submitted</u> a summary to NPS by: By November 16, 1993; By October 20, 2007, acquired or located after November 16, 1993; After October 20, 2007, six months after acquiring or locating.
6 MONTHS AFTER	6 MONTHS AFTER	

Federal NAGPRA 43 C.F.R. §10.10(d)(2) Inventories Submission Deadlines

Acquires Possession or Control of Human Remains or Associated Funerary Objects	Locates Missing or Unknown Human Remains or Associated Funerary Objects	Prior to 1/12/2024, a campus <u>must have submitted</u> an inventory to all consulting parties and NPS by: By November 16, 1995 By April 20, 2009, acquired or located after November 16, 1995; After April 20, 2009, two years after acquiring or locating.
2 YEARS AFTER	2 YEARS AFTER	

Scope of Collections

Provide the following information on collections in the possession or control of the campus (herein as “campus collections”) that contain or may contain Native American human remains or cultural items. **Do not include federal, state or local government agencies, private entities, other museum or institution collections in this section.** Collections that are held in the custody of the campus are addressed in the Custody Collections section. If the campus cannot identify any person, institution, state or local government, or federal agency with possession or control, the campus should presume it has possession or control of the human remains or cultural items for the purposes of repatriation under federal NAGPRA.¹ Further, these totals must include collections or individual items identified in campuswide searches that are or may be subject to repatriation laws.

Table 1.1 – California County Collections

Provide the number of accessions or sites for each CA county in campus collections **since the last campus progress report.**

CA county	Total # of accessions or sites	Are human remains present?	How many boxes/containers, cabinets/cabinet drawers or shelves?

Table 1.2 – Campus Collections Map Updates

Review the [Campus Collections Map](#) and provide updates **since the last campus progress report.**

ADD:	
REMOVE:	

Table 2 – Out-of-State Collections

Provide updates to out-of-state campus collections **since the last campus progress report.**

State of origin	Total # of accessions or sites	Are human remains present?	How many boxes/containers, cabinets/cabinet drawers or shelves?

Table 3 – International Collections

Although not subject to repatriation laws, such campus collections may be appropriate for international repatriation.

¹ <https://www.federalregister.gov/d/2023-27040/p-282>. The National NAGPRA Program required letters from campuses for such holdings or collections (43 CFR 10.8(d)).

Country/province of origin	Total # of accessions or sites	Are human remains present?	Is there a connection to a U.S. Tribe? If yes, how?

Table 4 – Loans

Provide information on campus collections currently on loan to internal and external borrowers (e.g., campus departments or museums, individuals (including students), Tribes, colleges/universities, including other CSU campuses and other institutions/museums).

Site or accession # and collection name if known	Borrower Name/Institution	Date loaned	Anticipated return date

Table 5 – Missing Collections

Provide information for campus collections that are known to be missing.

Site or Accession # and collection name if known	Brief description of the missing collection or item	Date of last known location

Table 6 – Unprovenanced/Unprovenienced Campus Collections

Provide the total number of Native American human remains or potential cultural items for which provenance or provenience is unknown.

	Total #
Human remains	
Cultural items	

Are there human remains that require an osteological review? If yes, provide the status and/or next steps.

Table 7 – Reunifications

Provide information on efforts to reunify human remains and/or cultural items from split collections with other CSU campuses and/or other institutions/museums/agencies/etc.

Status of Campus Searches

Pursuant to CalNAGPRA §8028.7(a)(9), the CSU must annually report to the state Legislature systemwide progress in reviewing campus collections. As part of the campus's responsibilities in reporting holdings or collections, campuses must conduct campuswide searches to locate and account for

all holdings or collections that contain or may contain Native American human remains or potential cultural items. Provide the following information on the campus efforts to initiate and conduct campus searches.

Table 8 – Campus Searches

Provide a list of campus searches initiated **since the last campus progress report**. Provide the individual department/unit/facility searched and the status of each. If completed, provide a summary of findings or attach a report as an appendix.

Date initiated	Department/unit/facility surveyed and/or physically searched	Status (in progress, completed). If in progress, provide an expected date of completion.	If completed, provide findings (here or as an appendix)

Please describe your campus search process. Attach a sample of the campuswide communications and survey tool used as an appendix.

Please share any issues or challenges in initiating, conducting or completing campus searches.

Please provide anticipated or planned campus searches. Include campus searches in the Repatriation Timelines and Budgets sections of the Plan.

Compliance Status

Table 9 – Consultation

List the Tribe(s) you are currently in consultation with or have consulted **since the last campus progress report**. You may instead attach a consultation record as an appendix but redact any confidential information as determined by the consulting parties. If unsure, do not include it.

Date	Tribe	# of accessions or sites	Accession or site CA county/counties or other U.S. state if not in CA	Status

Do you anticipate or are you experiencing any barriers to initiating or conducting consultations? If yes, please share them here.

--

Table 10 – Inventories and Summaries

Has your campus submitted federal NAGPRA inventories for all human remains and associated funerary objects in the campus's possession or control? If no, why not?

Has your campus submitted federal NAGPRA summaries describing collections in the campus's possession or control? If no, why not?

Has your campus submitted CalNAGPRA inventories for all human remains and associated funerary objects in the campus's possession or control? If no, why not?

Has your campus submitted CalNAGPRA summaries describing collections in the campus's possession or control? If no, why not?

Repatriation Progress

Table 11 – Repatriation Status

Using the totals in published *Federal Register* notices, provide the repatriation totals of the human remains and cultural items repatriated **since the previous Plan**.

	Total # repatriated
Human remains	
Associated funerary objects	
Unassociated funerary objects	
Sacred objects	
Objects of cultural patrimony	

Tables 12 & 13 – Federal Register Notices

Provide the status of published notices **since the last campus progress report** in the respective tables below.

Table 12 – Notice of Inventory Completion

Fed Reg Doc Number	Notice Due Date	Contested Y or N	Joint Request for Repatriation (Tribes) Y or N	Joint Notice with an Agency Y or N	Repatriated Transfer of Control (recipient, date)	Repatriated Physical Transfer (recipient, date)	What is the NAHC status (Tribal Resources/Preliminary/Final)

Use this space to provide additional information on Contested, Joint Requests or Joint Notices.

Table 13 – Notice of Intent to Repatriate

Fed Reg Doc Number	Notice Due Date	Contested Y or N	Joint Request for Repatriation Y or N	Joint Notice with an Agency Y or N	Repatriated Transfer of Control (recipient, date)	Repatriated Physical Transfer (recipient, date)	What is the NAHC status (Tribal Resources/Preliminary/Final)

Use this space to provide additional information on Contested, Joint Requests or Joint Notices.

Table 14 – Held-in-Trust

List active agreements.

Lineal descendant, Tribe or NHO	Date Executed	Expiry Date	Associated Fed Reg Doc Number(s)

Table 15 – Reburial

Is the campus considering or in discussion about reburial on campus-owned land?

List active Campus Land Reburial agreements.

Lineal descendant or Tribe	Date Executed	Associated Fed Reg Doc Number(s)

Custody Collections

Provide the following details for each collection held in campus custody in the respective tables. In the percentage column, provide an estimate of the percentage each custody collection represents within the

totality of the campus holdings. In the Contract? column, answer yes or no if a contract or agreement exists, and state if the contract/agreement is active or expired.

Table 16 – Federal agencies

Name	# Sites or catalog entries	%	Are human remains present? If yes, how many?	Was a 10.8(c) letter sent? If yes, give an update. If no, explain why.	Contract?

Table 17 – State agencies (include local governments, city and county, divisions, etc.)

Name	# Sites or catalog entries	%	Are human remains present? If yes, how many?	Was a letter sent?* If yes, give an update. If no, explain why.	Contract?

Table 18 – Museums/Institutions (include museums, other colleges/universities including other CSUs)

Name	# Sites or catalog entries	%	Are human remains present? If yes, how many?	Was a letter sent?* If yes, give an update. If no, explain why.	Contract?

Table 19 – Private Entities (include individuals, CRMs)

Name	# Sites or catalog entries	%	Are human remains present? If yes, how many?	Was a letter sent?* If yes, give an update. If no, explain why.	Contract?

*Similar notification letters to the one required by the National NAGPRA Program that were due on January 12, 2025, were required by the Chancellor's Office to be sent to state, local government and other known entities with possession or control of collections in the custody of campuses on January 13, 2025.

<p>Has any of the above agencies, institutions/museums, or private entities requested the campus to act as its agent and/or conduct any compliance responsibilities? For example, transfer of legal control to the campus, initiate outreach to Tribes or NHOs for consultations, etc. Also, are they providing funding? Please attach a copy of the agreement/contract as an appendix.</p>

Repatriation Budgets

Including the current fiscal year, provide a three-year budget outlining the campus's and/or foundation's actual or estimated allocated funds and resources. Include staff, materials, facilities, general office expenses, training, etc. Include funding received from the Chancellor's Office, funding from grants and monetary donations.

Budgets must specify the financial assistance available and needed for consultations, such as stipends, travel assistance, and repatriation costs, such as transportation and reburial assistance. **These expenses must be discussed and developed with consulting parties to ensure adequate funding is included and forecasted.**

The budget should not just have what is available with current resources, but the resources needed to complete repatriation in an efficient and streamlined manner, as provided in the Timeline below. In other words, if you need to hire five additional people to complete by 2029, then this should be in the budget.

The budget should include:

- A full list of the types of costs for which the campus proposes to provide funding and the total amount of funding that the campus would need annually to pay for such costs.
- The total amount of funding required annually to compensate Tribes for the time they spend in consultation.
- The total amount of funding required annually to compensate Tribes for reburial costs.
- An accounting of the amount of funding the campus has available to provide toward these costs and the amount of funding it needs, if any, from the Chancellor's Office or Legislature.

Please use the provided budget template and modify it as needed. Attach the budget as an appendix item.

Repatriation Timelines

Including the current fiscal year, provide a three-year timeline of repatriation goals that are in progress and planned. **Repatriation timelines must be discussed and developed with consulting parties to ensure repatriation goals and benchmarks are mutually agreeable.**

Timelines are utilized to monitor campus repatriation progress; therefore, timelines should be updated as goals are either added, completed, extended or removed. A template timeline is included below, but you may use a preferred template and attach it as an appendix item.

Fiscal Year (July 1 - June 30)	Timelines	Description of Repatriation Goals/Benchmarks
1. Current FY		
2. 20XX – 20XX		
3. 20XX – 20XX		

Appendices

Please list the attachment(s) submitted with the Plan below.

1. Definitions
- 2.

APPENDIX 1: Definitions

The underscored text is hyperlinked to the definitions in federal NAGPRA (25 U.S.C. §3001 and [43 C.F.R. §10.2](#)).

Accession: The formal act of legally accepting a collection or item into a campus’s control and recording it in its records.

Archaeological site (site): A location of associated artifacts and features that shows evidence of human activity that is at least 45 years of age.

California Indian Tribe: As defined under CalNAGPRA §8012(c).

Campus: A state agency under the California State University system that includes all auxiliaries and is defined by federal NAGPRA [43 C.F.R. §10.2 “Museum”](#) and CalNAGPRA §8012(i).

Consultation: As defined under federal NAGPRA [43 C.F.R. §10.2 “Consultation or consult”](#) and CalNAGPRA §8012(e).

Consulting parties: As defined under federal NAGPRA [43 C.F.R. §10.9\(b\)\(1\)](#) and [10.10\(b\)\(1\)](#) and includes California Indian Tribes as defined in CalNAGPRA §8012(c) with potential cultural affiliation and authorized Tribal representatives.

Cultural affiliation

Cultural Items: As defined under federal NAGPRA [43 C.F.R. §10.2 “Cultural items”](#) and CalNAGPRA §8012(g).

Custody

Duty of care

Federal agency

Indian Tribe: As defined by federal NAGPRA 25 U.S.C. §3001(7) and [43 C.F.R. §10.2 "Indian Tribe."](#)

Funerary objects (associated and unassociated funerary objects)

Holding or collection

Human Remains

Inventory

Lineal descendant

Museum: The CSU meets the definition of a museum under federal NAGPRA [43 C.F.R. §10.2 "Museum"](#) and CalNAGPRA §8012(i).

Native American traditional knowledge

Native Hawaiian organizations (NHO)

Objects of cultural patrimony

Possession or control

Private entities: Any organization or individual that is not affiliated with a government or public body. This includes businesses, nonprofit organizations, partnerships, and individuals operating independently from federal, state or local control.

Provenience: The geographical location by county or State where the potential Human Remains or Cultural Items were removed.

Provenance: The acquisition history of the potential Human Remains or Cultural Items.

Repatriation

Sacred objects

State agency: Per CalNAGPRA §8012(a), means a division, department, bureau, commission, board, council, city, county, city and county, district, or other political subdivision of the state.

Summary

Cost Category	FY26 Total Budget	FY27 Total Budget	FY28 Total Budget
Personnel (Salary & Benefits)			
Subtotal Personnel: # roles FTE; # roles PTE; # student roles <i>Includes salary, benefits and assumed rate increase. List of roles and description below table</i>	Total:	Total:	Total:
Non-Payroll			
Support for Consultations and Repatriation			
Tribal stipends: Travel for consultations, participating in transfer of items, monitoring in storage, onsite research for repatriation, reburial support <i>*Estimated at # to # visits per year</i>	Total:	Total:	Total:
Consultation Costs: Food, parking, supplies for consultations and repatriations	Total:	Total:	Total:
Rehousing preparations for reburial and storage materials	Total:	Total:	Total:
Transportation costs for return	Total:	Total:	Total:
Equipment to Support Consultation & Repatriation			
Vehicle Rental / Purchase	Total:	Total:	Total:
Equipment Rental / Purchase	Total:	Total:	Total:

Other Costs - NAGPRA Team			
Office supplies, mailing, furniture, computers, software, etc.	Total:	Total:	Total:
NAGPRA travel (<i>training conferences; presentations; national/state meetings etc.</i>)	Total:	Total:	Total:
Resource materials, subscriptions, memberships, etc.	Total:	Total:	Total:
Subtotal Non-Compensation	Total:	Total:	Total:
Total Expenses	Total:	Total:	Total:
Closing Balance	0	0	0



TRANSFER OF CUSTODY AGREEMENT FOR REBURIAL OF ANCESTRAL REMAINS

1. PREAMBLE

THIS AGREEMENT, made on [DATE], BY AND BETWEEN California State University, [UNIVERSITY NAME], hereinafter designated “The University”, and [TRIBE NAME] hereinafter designated “The Tribe”, to govern the reburial of ancestral remains that have been legally repatriated under the repatriation process as in accordance with the Native American Graves Protection and Repatriation Act. The University and The Tribe will hereinafter be collectively referred to as “The Parties.”

2. RECITALS

WHEREAS, The Native American Graves Protection and Repatriation Act (NAGPRA) and its implementing regulations [43 CFR part 10 Subpart A & C] provide definitions and procedures for the repatriation to culturally affiliated Indian Tribes of certain Native American human remains and associated funerary objects (“ancestral remains”) in the possession or control of any institution or State or local government agency (including any institution of higher learning) within the United States that receives Federal funds and has possession or control of a holding or collection.; and

WHEREAS, Representatives of The University have engaged in consultations with representatives of The Tribe regarding the repatriation and the originating location of the removal of certain Native American ancestral remains; and

WHEREAS, after the above-referenced determination was made, The Parties agreed that The University would maintain physical custody according to the agreed upon Held-in-Trust Agreement of the repatriated ancestral remains on-site until the reburial; and

WHEREAS, The Tribe made a request to rebury the ancestral remains on The University land in a specific site that was selected through consultation between The Parties; and

WHEREAS, on or about [DATE], The University transferred control of the ancestral remains to The Tribe (see attached repatriation statement).

3. SCOPE OF AGREEMENT

The Parties agree that the ancestral remains will be re-buried at the above-referenced location. The logistics of the physical reburial will be arranged through consultation, and the costs associated with be shared as agreed to by The Parties.

The ancestral remains will be reburied at reburial coordinates on The University land during a ceremony which will be closed to the public and attended by a select list of representatives from The Parties approved through consultation.

4. REPORTING

The University will report to the Native American Heritage Commission and the NPS National NAGPRA Program that the repatriation has been completed by sending a completed repatriation statement to NPS and copy to NAHC which was completed prior to signing this agreement.

The Tribe will fill out the Sacred Land File with GPS coordinates.

5. EXCLUSIVE AGREEMENT

The Parties acknowledge that this is a one-time specific agreement and is in no way to be interpreted as an assurance for any future agreements.

6. OTHER RELATED AGREEMENTS

The following agreements are incorporated here by reference: [OPTIONAL related agreements listed here ie, land stewardship responsibilities (security/surveillance, maintenance, Tribal access, etc.)]

7. ENTIRE AGREEMENT

The Parties acknowledge that this Agreement constitutes the entire agreement between The Parties regarding the subject matter of this Agreement and they have read the conditions listed above and expressly agree to comply with them, unless otherwise agreed upon in writing by The Parties.

[TRIBE NAME]

Name and Title: _____

Email: _____ Phone: _____

Signature: _____ Date: _____

[UNIVERSITY NAME]

Name and Title: _____

Email: _____ Phone: _____

Signature: _____ Date: _____

XII. 4 _Repatriation Procedures and Associated Resources

Repatriation Procedures and Associated Resources

Step headers are hyperlinked to the specific repatriation step in the federal NAGPRA regulations [43 C.F.R. §10.9](#) and [43 C.F.R. §10.10](#). Additional instructions and requirements, including CalNAGPRA reporting requirements, are added under each step. Associated templates are available under Procedure Resources.

Coordinators must abide by and uphold federal NAGPRA duty of care [43 C.F.R. §10.1\(d\)](#) and make every effort to minimize handling of the holdings or collections throughout these steps. Campuses may receive a request for repatriation at any time. Pursuant to [CalNAGPRA §8028.71\(b\)\(4\)](#), all requests for repatriation must be reviewed by the Campus Committee for determination.

Steps to repatriation of Human Remains and/or associated funerary objects

Step 1—Compile an itemized list of any Human Remains and associated funerary objects.

A template itemized list for Human Remains and associated funerary objects is included in Procedure Resources. What is **not** required in an inventory is:

1. Any information other than for the limited purpose of determining geographic origin, cultural affiliation, and basic facts surrounding acquisition and accession.
2. Information does not mean and shall not be construed to be an authorization for the initiation of new scientific studies or other means of acquiring or preserving information.

Step 2—Initiate consultation.

Coordinators must obtain the most current Tribal contacts list from the NAHC and the National Park Service's NAGPRA [Consultation Resources](#) website. A template letter to initiate consultation for Human remains and associated funerary objects is included in Procedure Resources. Coordinators should include "NAGPRA" in an email subject line. As outlined in the Systemwide NAGPRA Policy Section IX.E, the Coordinator must continue outreaching efforts through multiple attempts and promptly respond to requests to consult and ensure compliance with duty of care while safeguarding holdings or collections as outlined in the Systemwide NAGPRA Policy Section IX.M.

Step 3—Consult on Human Remains or associated funerary objects.

The Coordinator,

- may provide a template Tribal designee letter (available in Procedure Resources) to establish a point of contact including the name, phone number, email address, or mailing address of Tribal representative(s) authorized to participate in consultations. This can ensure that processes will be as efficient as possible while safeguarding sensitive confidential information.
- will prepare a consultation record to track outreach efforts and describe the concurrence, disagreement, or nonresponse of the consulting parties. A template consultation record for Human Remains and associated funerary objects is available in Procedure Resources.
- will engage in consultation as part of the completion of inventories and must defer to Tribal recommendations for appropriate handling, treatment, and storage as required in duty of care.
- will record any identifications of associated funerary objects made by consulting parties.

Repatriation Procedures and Associated Resources

- will provide access to any additional information as requested by consulting parties. Consulting parties may determine actions to be taken such as redaction of sensitive information, access mitigation, storage adjustments, handling requirements, and/or return of collections or items determined in consultation not subject to repatriation laws.

Requests for consultation will be acknowledged by the Coordinator within five business days. Requests for information must be acknowledged within five business days. Within 15 business days of the receipt of the request for information, the Coordinator will provide the requested information or the status of the work being done on the request.

Step 4 – Complete an inventory of Human Remains or associated funerary objects.

The Coordinator will establish through consultation how the Human Remains and/or associated funerary objects are to be inventoried, documented, and reported to the National NAGPRA Program Manager. Draft inventories will be submitted to all consulting parties to review the contents and to concur or disagree with the information in the draft inventory. By the appropriate deadline, the Coordinator will complete an inventory using the Complete an Inventory Template available in Procedure Resources.

CalNAGPRA compliance: Information submitted to the National NAGPRA Program Manager should also be uploaded to the Preliminary Inventory on the [CalNAGPRA Database](#).¹

Step 5—Submit a notice of inventory completion.

The Coordinator will document the Human Remains and associated funerary objects according to the consulting parties' preferences and draft the Notice of Inventory Completion-Cultural Affiliation (available in Procedure Resources). If the request for repatriation is from a known lineal descendant, the Notice of Inventory Completion-Lineal Descendant template (available in Procedure Resources) will be utilized. The campus contact information provided in the notice must name the Coordinator. The drafted notice will be sent to all consulting parties listed in the notice for review. Once the notice is approved, it will be submitted to the National NAGPRA Program Manager. If no cultural affiliation is determined, the Coordinator will utilize the Notice of Inventory Completion-No Cultural Affiliation template (available in Procedure Resources). Once published to the *Federal Register*, the Coordinator must notify all consulting parties that the notice has been published.

CalNAGPRA compliance: After publication in the Federal Register, update the Inventory in the CalNAGPRA database to Final Status. Provide the Federal Register Number in the notes section of the database.²

Step 6—Receive and consider a request for repatriation.

Repatriation requests must be received or confirmed in writing. A verbal request may be allowed provided that the Coordinator records the request, documents the date of the request, and confirms the

¹ NAHC [NAGPRA/CalNAGPRA Integration Flow Charts](#)

² *Id.*

Repatriation Procedures and Associated Resources

request with the requestor(s) in writing. Coordinators may provide a template request for the repatriation of Human Remains and associated funerary objects to requesting parties. The request template is available in Procedure Resources. Documentation of the date of the request begins the timeline for the following actions to occur in the next steps.

All requests for repatriation must be reviewed by the Campus Committee for determination per [CalNAGPRA §8028.71\(b\)\(4\)](#). California Indian Tribes submitting a request for repatriation of Human Remains and Cultural Items with which they have State Cultural Affiliation must file a claim with the NAHC and with the campus, as specified in [CalNAGPRA §8014\(b\)](#). Per [CalNAGPRA §8014\(a\)](#), for lineal descendants claiming a relationship with, and requesting return of, Native American Human Remains or Cultural Items must also file a claim with the NAHC and with the campus and, “Demonstrate that the claimant can trace their ancestry directly and without interruption by means of the traditional kinship or village system of the appropriate California Indian Tribe, or by the common law system of descendency, to a known individual whose human remains or cultural items are being claimed.”³

Campuses may receive competing requests for repatriation of Human Remains and/or associated funerary objects at any time. Campuses must determine the most appropriate requestor pursuant to federal NAGPRA [43 C.F.R. §10.10\(i\)](#).

Step 7—Respond to a request for repatriation.

Federal NAGPRA timeframes for responding to requests for repatriation:

If a campus it must no later than . . .	See
Receives competing requests for repatriation	Send a written determination	180 days	43 C.F.R. §10.10(i)(3)
Receives a Request for Repatriation	Respond to the request	90 days	43 C.F.R. §10.10(g)
Has completed all other steps	Send a Repatriation Statement	90 days	43 C.F.R. §10.10(h)
Receives competing requests for repatriation	Inform all requestors	14 days	43 C.F.R. §10.10(i)(2)
Receives a returned notice	Resubmit a notice	14 days	43 C.F.R. §10.10(e)(3)

Step 8—Repatriation of the Human Remains or associated funerary objects.

A template of the Repatriation Statement for Human Remains and associated funerary objects is available in Procedure Resources. Copies of Repatriation Statements must be sent to the OTR.

³ [Cal. Health & Safety Code §8014\(a\)\(2\)](#)

Repatriation Procedures and Associated Resources

The Coordinator will consult with the lineal descendant, federally recognized Indian Tribe, or NHO on the desired transfer of custody of the Human Remains and/or associated funerary objects that have been repatriated. The Coordinator will protect sensitive information arising from these and other discussions. At the request of the lineal descendant, federally recognized Indian Tribe, or NHO to which legal control has transferred, the campus may continue to house Human Remains and/or associated funerary objects until transfer of custody can occur. Upon finalization of the Repatriation Statement, the Coordinator will draft and finalize a Held-in-Trust Agreement in consultation with the lineal descendant, federally recognized Indian Tribe, or NHO determine the terms and conditions including adjustments in care and housing preferences and access needs. As best practice, all legal contracts and agreements should be reviewed by the campus legal representative. The campus will accommodate requests within reason and to the best of its abilities. If the agreement term is longer than one year, the agreement must be reviewed annually from the signature date of the agreement. A template Held-in-Trust Agreement is included in Procedure Resources. Campuses must report Held-in-Trust agreements in their Repatriation Plan.

CalNAGPRA compliance: After publication in the Federal Register, update the associated Inventory's "notes" section. Email the written Repatriation Statement to the NAHC.⁴

Steps to Repatriation of unassociated funerary objects, sacred objects, and/or objects of cultural patrimony (Cultural Items)

Step 1—Compile a summary of a holding or collection.

A template to compile a summary of Cultural Items is available in Procedure Resources. The purpose of a summary is to be broad and general. What is **not** required to compile a summary is:

1. Physical inspection
2. Research of any kind, study or analysis
3. Rehousing or re-boxing, drawing, photographing, or measuring

CalNAGPRA compliance: Information submitted to the National NAGPRA Program Manager must be uploaded to the Preliminary Summary on the [CalNAGPRA Database](#).⁵

Step 2—Initiate consultation.

Coordinators must obtain the most current Tribal contacts list from the NAHC and the National Park Service's NAGPRA [Consultation Resources](#) website. A template letter to initiate consultation for Cultural Items is included in Procedure Resources. Coordinators should include "NAGPRA" in an email subject line. After completing this step, as outlined in the Systemwide NAGPRA Policy Section IX.E, the Coordinator must continue outreaching efforts through multiple attempts and promptly respond to requests to consult and ensure compliance with duty of care while safeguarding holdings or collections as outlined in the Systemwide NAGPRA Policy Section IX.M.

⁴ NAHC [NAGPRA/CalNAGPRA Integration Flow Charts](#)

⁵ *Id.*

Repatriation Procedures and Associated Resources

Step 3—Consult on Cultural Items.

The Coordinator,

- may provide a template Tribal designee letter (available in Procedure Resources) to establish a point of contact including the name, phone number, email address, or mailing address of Tribal representative(s) authorized to participate in consultations. This can ensure that processes will be as efficient as possible while safeguarding sensitive confidential information.
- will prepare a consultation record to track outreach efforts and describe the concurrence, disagreement, or nonresponse of the consulting parties. A template consultation record for Cultural Items is available in Procedure Resources.
- will engage in consultation and defer to Tribal recommendations for appropriate handling, treatment, and storage as required in duty of care.
- will record any identifications of unassociated funerary objects, sacred objects, or objects of cultural patrimony made by consulting parties.
- will provide access to any additional information as requested by consulting parties. Consulting parties may determine actions to be taken such as redaction of sensitive information, access mitigation, storage adjustments, handling requirements, and/or return of collections or items determined in consultation not subject to repatriation laws.

Requests for consultation will be acknowledged by the Coordinator within five business days. Requests for information must be acknowledged within five business days. Within 15 business days of the receipt of the request for information, the Coordinator will provide the requested information or the status of the work being done on the request.

Step 4—Receive and consider a request for repatriation.

Repatriation requests must be received or confirmed in writing. A verbal request may be provided that the Coordinator records the request, documents the date of the request, and confirms the request with the requestor(s) in writing. The date of the request begins the timeline for actions to occur in the next steps.

All requests for repatriation must be reviewed by the Campus Committee for determination per [CalNAGPRA §8028.71\(b\)\(4\)](#). California Indian Tribes submitting a request for repatriation of Human Remains and Cultural Items with which they have State Cultural Affiliation must file a claim with the NAHC and with the campus, as specified in [CalNAGPRA §8014\(b\)](#). [Per CalNAGPRA §8014\(a\)](#), for lineal descendants claiming a relationship with, and requesting return of, Native American Human Remains or Cultural Items must also file a claim with the NAHC and with the campus and, “Demonstrate that the claimant can trace their ancestry directly and without interruption by means of the traditional kinship or village system of the appropriate California Indian Tribe, or by the common law system of descendency, to a known individual whose human remains or cultural items are being claimed.”⁶

⁶ [Cal. Health & Safety Code §8014\(a\)\(2\)](#)

Repatriation Procedures and Associated Resources

Campuses may receive competing requests for repatriation of Human Remains and/or unassociated funerary objects, sacred objects, or objects of cultural patrimony at any time. Campuses must determine the most appropriate requestor under federal NAGPRA [43 C.F.R. §10.9\(h\)](#).

Step 5—Respond to a request for repatriation.

Federal NAGPRA timeframes for responding to requests for repatriation:

If a campus it must no later than . . .	See
Receives competing requests for repatriation	Send a written determination	180 days	43 C.F.R. §10.9(h)(4)
Receives a request for repatriation	Respond to the request	90 days	43 C.F.R. §10.9(e)
Has completed all other steps	Send a Repatriation Statement	90 days	43 C.F.R. §10.9(g)
Agrees to a request for repatriation of Cultural Items	Submit a Notice of Intended Repatriation	30 days	43 C.F.R. §10.9(f)
Receives competing requests for repatriation	Inform all requestors	14 days	43 C.F.R. §10.9(h)(3)
Receives a returned notice	Resubmit a notice	14 days	43 C.F.R. §10.9(f)(3)

Step 6—Submit a notice of intended repatriation.

The Coordinator must consider the most efficient way to organize the information in a notice to facilitate expeditious repatriation. The campus contact information provided in the notice must name the Coordinator. The Coordinator will prepare a draft of the Notice of Intended Repatriation-Culturally Affiliated (available in Procedure Resources) and consult with consulting parties to determine the level of detail and organization of the notice. If the request for repatriation is from a known lineal descendant, the Notice of Intended Repatriation-Lineal Descendant (available in Procedure Resources) will be utilized. Copies of any Notice of Intended Repatriation-Lineal Descendant must be sent to the OTR. Once the Notice of Intended Repatriation is approved by the requesting party and campus, it will be submitted to the National NAGPRA Program Manager. Once published to the *Federal Register*, the Coordinator must notify all consulting parties that the notice has been published.

CalNAGPRA compliance: Update the associated Summaries “notes” section with the Federal Register Numbers for each document. Email the Notice of Intended Repatriation to the NAHC.⁷

⁷ NAHC [NAGPRA/CalNAGPRA Integration Flow Charts](#)

Repatriation Procedures and Associated Resources

Step 7—Repatriation of the unassociated funerary object, sacred object, or object of cultural patrimony.

A template of the Repatriation Statement for Cultural Items is available in Procedure Resources. Copies of Repatriation Statements and any Notice of Intended Repatriation-Lineal Descendant must be sent to the OTR.

CalNAGPRA compliance: Update the associated Summary “notes” section. Email the written repatriation statement to the NAHC.⁸

The Coordinator will discuss and coordinate with the lineal descendant, federally recognized Indian Tribe, or NHO the desired transfer of the unassociated funerary objects, sacred objects, and/or objects of cultural patrimony that have been repatriated. At the request of the lineal descendant, federally recognized Indian Tribe, or NHO to which legal control has transferred, the campus may continue to house unassociated funerary objects, sacred objects, and/or objects of cultural patrimony until physical transfer can occur. Upon finalization of the Repatriation Statement, the Coordinator will draft and finalize a Held-in-Trust agreement in consultation with the lineal descendant, federally recognized Indian Tribe, or NHO to determine the terms and conditions including any adjustments in care and housing preferences and access needs. As best practice, all legal contracts and agreements should be reviewed by the campus legal representative. The campus will accommodate requests within reason and to the best of its abilities. If the agreement term is longer than one year, the agreement shall be reviewed annually from the signature date of the agreement. A template Held-in-trust Agreement is included in Procedure Resources. Campuses must report Held-in-Trust agreements in their Repatriation Plan.

Campuses may receive competing requests for repatriation of unassociated funerary objects, sacred objects, and/or objects of cultural patrimony at any time. Campuses must determine the most appropriate requestor under federal NAGPRA [43 C.F.R. §10.9\(h\)](#).

PROCEDURE RESOURCES

1. Consultation Initiation Human Remains and Associated Funerary Objects Letter Template
2. Consultation Initiation Cultural Items Letter Template
3. Consultation Record Human Remains and Associated Funerary Objects Template
4. Consultation Record Cultural Items Template
5. Summary of Cultural Items Template
6. Itemized List for Human Remains and Associated Funerary Objects Template
7. Complete an Inventory of Human Remains and Associated Funerary Objects Template
8. Request for Repatriation-Human Remains and Associated Funerary Objects
9. Notice of Inventory Completion-Cultural Affiliation Template
10. Notice of Inventory Completion-Lineal Descendant Template
11. Notice of Inventory Completion-No Cultural Affiliation Template
12. Notice of Intended Repatriation-Culturally Affiliated Template
13. Notice of Intended Repatriation-Lineal Descendant Template
14. Repatriation Statement-Human Remains and Associated Funerary Objects Template

⁸ NAHC [NAGPRA/CalNAGPRA Integration Flow Charts](#)

Repatriation Procedures and Associated Resources

- 15. Repatriation Statement-Cultural Items Template
- 16. Tribal Designee Letter Template
- 17. Held-in-Trust Agreement Template

2025 NAGPRA Initiate Consultation Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 3/28/2025

Use only for **human remains or associated funerary objects** in a holding or collection of a museum or Federal agency after compiling an itemized list (see [43 CFR 10.10\(a\)](#) *Step 1 – Compile an itemized list of any human remains and associated funerary objects*).

Use this template to invite consultation as required by [43 CFR 10.10\(b\)](#) *Step 2 – Initiate consultation*. Consulting parties are any lineal descendant and any Indian Tribe or Native Hawaiian organization with potential cultural affiliation. An invitation to consult must be in writing.

Insert the following six pieces of information in the appropriate places in this template, indicated by **{#.** **Information and additional instructions**}. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Date signed and sent. *Documents are timely based on the date sent ([43 CFR 10.1\(f\)\(2\)](#)).*
2. Consulting party. *This includes any lineal descendant(s) and any Indian Tribe(s) or Native Hawaiian organization(s) with potential cultural affiliation. For contact information, see <https://www.nps.gov/subjects/nagpra/consultation-resources.htm>.*
3. Museum or Federal agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS). The authorized representative (Subpart C - [43 CFR 10.8](#)) must be identified by title or individual name.*
4. Consulting parties, individually named or in attached list. *Titles or individual names are optional. Names of lineal descendant may be withheld.*
5. Proposed method for conducting consultation.
6. Proposed timeline or schedule for consultation. *Identify the applicable deadline for completing an inventory ([43 CFR 10.10\(d\)\(2\)](#)). Option to include a deadline for responding with a request to consult.*

REMOVE these instructions, highlighting, italics, and {braces} before sending.

Send the invitation to consulting parties as soon as possible after compiling an itemized list. Written documents must be sent by one of the following: email, with proof of receipt; personal delivery with proof of delivery date; private delivery service with proof of date sent; or certified mail (see [43 CFR 10.1\(e\)\(1\)](#)).

DO NOT send copies to the National NAGPRA Program.

{1. Date}

{2. Consulting party addressee and address}

Dear {2. Consulting party addressee},

The {3. Museum or Federal agency} wishes to consult with {2. Consulting party} on the identification, cultural affiliation, and repatriation of Native American human remains and associated funerary objects currently in our holding or collection. This effort is being coordinated by {3. Museum or Federal agency point of contact}, who can be reached at {3. contact email} or {3. contact telephone number}.

Attached is a simple itemized list of human remains and associated funerary objects. When known, we have included the county, state, and site where the human remains or associated funerary objects were removed.

Other consulting parties who are being invited to consult on these human remains or associated funerary objects are {4. Choose: Individual named parties or attach a list}. In addition to the attachments, {3. Museum or Federal agency} will supply additional documentation, upon request and if available.

Our preferred method for conducting consultation will include {5. emails, phone calls, video calls, or in person meetings}. Our projected time frame for completing an inventory for these human remains and associated funerary objects is: {6. timeline or schedule, including applicable deadline}. Please respond to this invitation to consult and indicate whether you choose to participate, decline to participate, or defer to another party by {OPTIONAL 6. deadline for responding}. If you would like to consult on the human remains or associated funerary objects, please provide your preferences on a proposed timeline and method for consultation and provide any updated contact information for your authorized representative.

Thank you very much for your time and thoughtful consideration of this invitation to consult. We look forward to working with you.

Respectfully,

{3. Museum or Federal agency authorized representative name, title, signature}

Enclosure: Itemized list

List of consulting parties (if applicable)

2025 NAGPRA Initiate Consultation Template
CULTURAL ITEMS
Updated 3/28/2025

Use only for **cultural items (unassociated funerary objects, sacred objects, or objects of cultural patrimony)** in a holding or collection of a museum or Federal agency AFTER compiling a summary (see [43 CFR 10.9\(a\)](#) *Step 1 – Compile a summary of a holding or collection*).

No later than 30 days after compiling a summary, use this template to invite consultation as required by [43 CFR 10.9\(b\)](#) *Step 2 – Initiate consultation*. Consulting parties are any lineal descendant and any Indian Tribe or Native Hawaiian organization with potential cultural affiliation. An invitation to consult must be in writing.

Insert the following five pieces of information in the appropriate places in this template, indicated by **{#. Information and additional instructions}**. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Date signed and sent. *Documents are timely based on the date sent ([43 CFR 10.1\(f\)\(2\)](#)).*
2. Consulting party addressee and address. *This includes any lineal descendant(s) and any Indian Tribe(s) or Native Hawaiian organization(s) with potential cultural affiliation. For contact information, see <https://www.nps.gov/subjects/nagpra/consultation-resources.htm>.*
3. Museum or Federal agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS). The authorized representative ([43 CFR 10.8](#)) must be identified by title or individual name.*
4. Consulting parties, individually named or in attached list. *Titles or individual names are optional. Names of lineal descendant may be withheld.*
5. Proposed method for conducting consultation.

REMOVE these instructions, highlighting, italics, and {braces}. **VERIFY** all required information is included.

Send the invitation to consulting parties no later than 30 days after compiling a summary. Written documents must be sent by one of the following: email, with proof of receipt; personal delivery with proof of delivery date; private delivery service with proof of date sent; or certified mail (see [43 CFR 10.1\(e\)\(1\)](#)).

DO NOT send copies to the National NAGPRA Program.

{1. Date}

{2. Consulting party addressee and address}

Dear {2. Consulting party addressee},

The {3. Museum or Federal agency} wishes to consult with {2. Consulting party} on the identification, cultural affiliation, and repatriation of Native American cultural items in our holdings or collections. This effort is being coordinated by {3. Museum or Federal agency point of contact}, who can be reached at {3. contact email} or {3. contact telephone number}.

Attached is a summary of any holding or collection that may contain unassociated funerary objects, sacred objects, or objects of cultural patrimony. When known, we have included the county, state, and site where the cultural items were removed.

Other consulting parties who are being invited to consult on these holdings or collections are {4. Choose: Individual named parties or attach a list}. In addition to the attachments, {3. Museum or Federal agency} will supply additional documentation, upon request and if available.

Our preferred method for conducting consultation will include {5. emails, phone calls, video calls, or in person meetings}. If you would like to consult on our holdings or collections, please provide your preferences on a proposed timeline and method for consultation and provide any updated contact information for your authorized representative.

Thank you very much for your time and thoughtful consideration of this invitation to consult. We look forward to working with you.

Respectfully,

{3. Museum or Federal agency authorized representative name, title, signature}

Enclosure: Summary

List of consulting parties (if applicable)

2025 NAGPRA Record of Consultation Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 3/28/2025

Use only for **human remains** or **associated funerary objects** in a holding or collection of a museum or Federal agency after inviting consultation (see by [43 CFR 10.10\(b\)](#) *Step 2 – Initiate consultation*).

Use this template to prepare a record of consultation as required by [43 CFR 10.10\(c\)](#) *Step 3 – Consult on human remains or associated funerary objects*. Consultation may continue until the museum or Federal agency sends a repatriation statement, and additions to a record of consultation may be necessary as consultation continues.

Insert the following seven pieces of information in the appropriate places in this template, indicated by **{#. Information and additional instructions}**. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Museum or Federal agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Consulting parties, individually named or in attached list. *This includes any lineal descendant(s) and any Indian Tribe(s) or Native Hawaiian organization(s) with potential cultural affiliation. Titles or individual names are optional. Names of lineal descendant may be withheld.*
3. Initiation of consultation. *Use this section to make a record of written invitations to consult. Note where invitations to consult can be located.*
4. Response to invitation to consult. *Record response, no response, and any deference to other parties. Include information provided by consulting parties for preference on method and timeline for consultation, authorized representative, traditional religious leader, and known lineal descendant who may participate in consultation.*
5. Requests for additional information. *Record any requests for additional information made by any consulting party.*
6. Consultation sessions, including date, type, and goals of each session. *Identify participation by {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs as {2. Specific consulting parties involved}.*
7. Results of consultation, including additional topics as necessary or required. *A record of consultation must describe the concurrence, disagreement, or nonresponse of the consulting parties to the topics addressed during consultation.*

REMOVE these instructions, highlighting, italics, and {braces}.

Protect sensitive information, as identified by consulting parties, from disclosure to the general public to the extent consistent with applicable law. Retain a record of consultation until sending a repatriation statement for the human remains or associated funerary objects.

DO NOT send to the National NAGPRA Program.

Record of consultation between {1. Museum or Federal agency} and {2. Consulting parties}

Updated

Date, initials

Date, initials

Initiation of consultation.

{3. Use this section to make a record of written invitations to consult. Add to this section if additional consulting parties are identified and invited.} Copies of each invitation to consult are on file.

Response to invitation to consult

{4. Use this section to track responses and repeat as needed. Table format is only a suggestion.}

Consulting party	Response	No Response	Deferred
<i>Tribe A</i>	<i>X or Date</i>		
<i>Tribe B</i>		<i>X or Date</i>	
<i>Tribe C</i>	<i>X or Date</i>		<i>X or Date to Tribe A and E</i>
<i>Tribe D</i>		<i>X or Date</i>	
<i>Tribe E</i>	<i>X or Date</i>		
<i>Tribe F</i>	<i>X or Date</i>		

{Include the following information for each consulting party. If not provided, specifically request the following information. Table format is only a suggestion.}

Consulting party	Timeline preference	Method preference	Authorized representative	Traditional religious leader	Lineal descendant	Notes
<i>Tribe A</i>	<i>Before ceremonial date</i>	<i>Zoom or phone only</i>	<i>Person A, phone, email only</i>	<i>None</i>	<i>None</i>	
<i>Tribe C</i>	<i>None</i>	<i>None</i>	<i>Person B, phone, email</i>	<i>None</i>	<i>None</i>	<i>Defers to Tribe A and E</i>
<i>Tribe E</i>	<i>After ceremonial date</i>	<i>In person only</i>	<i>Person C, physical mail only</i>	<i>Person E, name</i>	<i>Person G, name</i>	<i>contact only through Person C</i>
<i>Tribe F</i>	<i>Any</i>	<i>Any</i>	<i>Person D, name, phone, email, address</i>	<i>Person F, name, phone, email, address</i>	<i>Person H, name, phone, email, address</i>	

Requests for additional information

{5. Include any requests from consulting parties for additional information. This may include records, catalogues, relevant studies, or other pertinent data and must be provided in a reasonable manner and for the limited purpose of determining cultural affiliation, including geographical location or acquisition history.}

Consultation sessions

Consultation was conducted on the following dates:

{6. Month, Date, Year: Preliminary exchange of information by phone/video/email to discuss how to best facilitate and schedule the consultation process.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

{6. Month, Date, Year: In person exchange of information at facility. The goal of the meeting was {physical inspection, collection review, etc.}.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

{6. Month, Date, Year: Exchange of information by phone/video/email to discuss cultural affiliation and duty of care accommodations.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

In addition to the sessions identified above, consultation was carried out via telephone and email between {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}. Copies of email correspondence are on file.

{Add any additional information as needed and add to this section if additional consulting parties are identified.}

Results of consultation

{7. Suggested table format, but any format that includes the necessary information is sufficient. Add or revise topics as necessary or required.}

{Example results of consultation recorded below. Note Tribe C deferred to two other Tribes in response to the invitation to consult, and is therefore included as concurring only in some instances; otherwise recorded as nonresponse when deferring Tribes disagreed.}

Topic	Determination	Concurrence	Disagreement	Nonresponse
<i>Lineal descendants</i>	<i>None identified</i>	<i>Tribe A Tribe C (deferred) Tribe E Tribe F</i>	<i>None</i>	<i>Tribe B Tribe D</i>
<i>Cultural affiliation</i>	<i>Clearly identified to Tribe A, B, C, D, E, and F</i> <i>*as consensus was not reached, museum will proceed with publication of a notice to identify all Indian Tribes with cultural affiliation.</i>	<i>Tribe A Tribe F</i>	<i>Tribe E* After a notice is published, Tribe E may make a competing request for repatriation.</i>	<i>Tribe B Tribe D Tribe C (deferred to Tribe A and E who disagree)</i>
<i>Associated funerary objects</i>	<i>All objects from a burial site are associated</i> <i>*as consensus was not reached, museum will proceed with including all objects as associated funerary objects.</i>	<i>Tribe A Tribe F</i>	<i>Tribe E*</i>	<i>Tribe B Tribe D Tribe C (deferred to Tribe A and E who disagree)</i>
<i>Duty of care: storage, treatment, or handling</i>	<i>Separate room, no handling</i>	<i>Tribe A Tribe C (deferred) Tribe E Tribe F</i>	<i>None</i>	<i>Tribe B Tribe D</i>
<i>Duty of care: requested accommodations</i>	<i>Wrap all boxes in red cloth; if not possible, cover shelving units in red cloth.</i>	<i>Tribe A Tribe C (deferred) Tribe E Tribe F</i>	<i>None</i>	<i>Tribe B Tribe D</i>
<i>Duty of care: exhibition, access, and research</i>	<i>No consent to any exhibition or research. Access granted to museum staff only to wrap boxes and shelves in red cloth. All other access must be restricted until disposition/repatriation occurs.</i>	<i>Tribe A Tribe C (deferred) Tribe E Tribe F</i>	<i>None</i>	<i>Tribe B Tribe D</i>

2025 NAGPRA Record of Consultation Template
CULTURAL ITEMS
Updated 4/24/2025

Use only for **cultural items (unassociated funerary objects, sacred objects, or objects of cultural patrimony)** in a holding or collection of a museum or Federal agency AFTER inviting consultation (see by [43 CFR 10.9\(b\)](#) *Step 2 – Initiate consultation*).

Use this template to prepare a record of consultation as required by [43 CFR 10.9\(c\)](#) *Step 3 – Consult on cultural items*. Consultation may continue until the museum or Federal agency sends a repatriation statement, and additions to a record of consultation may be necessary as consultation continues.

Insert the following seven pieces of information in the appropriate places in this template, indicated by **{#. Information and additional instructions}**. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Museum or Federal agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Consulting parties, individually named or in attached list. *This includes any lineal descendant(s) and any Indian Tribe(s) or Native Hawaiian organization(s) with potential cultural affiliation. Titles or individual names are optional. Names of lineal descendant may be withheld.*
3. Initiation of consultation. *Use this section to make a record of written invitations to consult. Note where invitations to consult can be located.*
4. Response to invitation to consult. *Record response, no response, and any deference to other parties. Include information provided by consulting parties for preference on method and timeline for consultation, authorized representative, traditional religious leader and known lineal descendant who may participate in consultation.*
5. Requests for additional information. *Record any requests for additional information made by any consulting party.*
6. Consultation sessions, including date, type, and goals of each session. *Identify participation by {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.*
7. Results of consultation, including additional topics as necessary or required. *A record of consultation must describe the concurrence, disagreement, or nonresponse of the consulting parties to the topics addressed during consultation.*

REMOVE these instructions, highlighting, italics, and {braces}.

Protect sensitive information, as identified by consulting parties, from disclosure to the general public to the extent consistent with applicable law. Retain a record of consultation.

DO NOT send to the National NAGPRA Program.

Record of consultation between {1. Museum or Federal agency} and {2. Consulting parties}

Initiation of consultation.

{3. Use this section to make a record of written invitations to consult. Add to this section if additional consulting parties are identified and invited.} Copies of each invitation to consult are on file.

Response to invitation to consult

{4. Use this section to track responses and repeat as needed. Table format is only a suggestion.}

<i>Consulting party</i>	<i>Response</i>	<i>No Response</i>	<i>Deferred</i>
<i>Tribe A</i>	<i>X or Date</i>		
<i>Tribe B</i>		<i>X or Date</i>	
<i>Tribe C</i>	<i>X or Date</i>		<i>X or Date to Tribe A and E</i>
<i>Tribe D</i>		<i>X or Date</i>	
<i>Tribe E</i>	<i>X or Date</i>		
<i>Tribe F</i>	<i>X or Date</i>		

{Include the following information for each consulting party. If not provided, specifically request the following information. Table format is only a suggestion.}

<i>Consulting party</i>	<i>Timeline preference</i>	<i>Method preference</i>	<i>Authorized representative</i>	<i>Traditional religious leader</i>	<i>Lineal descendant</i>	<i>Notes</i>
<i>Tribe A</i>	<i>Before ceremonial date</i>	<i>Zoom or phone only</i>	<i>Person A, phone, email only</i>	<i>None</i>	<i>None</i>	
<i>Tribe C</i>	<i>None</i>	<i>None</i>	<i>Person B, phone, email</i>	<i>None</i>	<i>None</i>	<i>Defers to Tribe A and E</i>
<i>Tribe E</i>	<i>After ceremonial date</i>	<i>In person only</i>	<i>Person C, physical mail only</i>	<i>Person E, name</i>	<i>Person G, name</i>	<i>contact only through Person C</i>
<i>Tribe F</i>	<i>Any</i>	<i>Any</i>	<i>Person D, name, phone, email, address</i>	<i>Person F, name, phone, email, address</i>	<i>Person H, name, phone, email, address</i>	

Requests for additional information

{5. Include any requests from consulting parties for additional information. For Subpart C-Repatriation, this may include records, catalogues, relevant studies, or other pertinent data and must be provided in a reasonable manner and for the limited purpose of determining cultural affiliation, including geographical location or acquisition history.}

Consultation sessions

Consultation was conducted on the following dates:

{6. Month, Date, Year: Preliminary exchange of information by phone/video/email to discuss how to best facilitate and schedule the consultation process.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

{6. Month, Date, Year: In person exchange of information at facility. The goal of the meeting was {physical inspection, collection review, etc.}.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

{6. Month, Date, Year: Exchange of information by phone/video/email to discuss cultural affiliation and duty of care accommodations.} Participants included {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}.

In addition to the sessions identified above, consultation was carried out via telephone and email between {1. Museum or Federal agency representatives by title or name} and representatives of the lineal descendants/Indian Tribes/NHOs: {2. Specific consulting parties involved}. Copies of email correspondence are on file.

{Add any additional information as needed and add to this section if additional consulting parties are identified.}

Results of consultation

{7. Suggested table format, but any format that includes the necessary information is sufficient. Add or revise topics as necessary or required.}

{Example results of consultation recorded below. Note Tribe C deferred to two other Tribes in response to the invitation to consult and is therefore included as concurring only in some instances; otherwise recorded as nonresponse when deferring Tribes disagreed.}

Topic	Determination	Concurrence	Disagreement	Nonresponse
Lineal descendants	None identified	Tribe A Tribe C (deferred) Tribe E Tribe F	None	Tribe B Tribe D

Cultural affiliation	<p>Clearly identified to Tribe A, B, C, D, E, and F</p> <p>*as consensus was not reached, museum will proceed with publication of a notice to identify all Indian Tribes with cultural affiliation. After a notice is published, Tribe E may make a competing request for repatriation.</p>	Tribe A Tribe F	Tribe E*	Tribe B Tribe D Tribe C (deferred to Tribe A and E who disagree)
Identification of unassociated funerary objects	<p>All objects from a burial site that are not connected to human remains are unassociated funerary objects</p> <p>*as consensus was not reached, museum will wait for a request for repatriation to identify which objects are requested as unassociated funerary objects</p>	Tribe A Tribe F	Tribe E*	Tribe B Tribe D Tribe C (deferred to Tribe A and E who disagree)
Identification of sacred objects	Certain objects were identified as being needed for traditional religious practice	Tribe A Tribe C Tribe E Tribe F	None	Tribe B Tribe D
Identification of objects of cultural patrimony	Certain objects were identified as being of central importance to one of the parties	Tribe F	None	Tribe A Tribe B Tribe C Tribe D Tribe E
Identification of objects that are both sacred and patrimony	Certain objects were identified as being both needed for religious practice and of central importance to three of the parties	Tribe A Tribe C Tribe E* *Tribes requested the museum make a written record of this	None	Tribe B Tribe D Tribe F

		and accept it as a written request for repatriation. The museum agreed.		
Duty of care: storage, treatment, or handling	Separate room, no handling	Tribe A Tribe C (deferred) Tribe E Tribe F	None	Tribe B Tribe D
Duty of care: requested accommodations	Wrap all boxes in red cloth; if not possible, cover shelving units in red cloth.	Tribe A Tribe C (deferred) Tribe E Tribe F	None	Tribe B Tribe D
Duty of care: exhibition, access, and research	No consent to any exhibition or research. Access granted to museum staff only to wrap boxes and shelves in red cloth. All other access must be restricted until repatriation occurs.	Tribe A Tribe C (deferred) Tribe E Tribe F	None	Tribe B Tribe D

Updated

Date, initials

Date, initials

2025 NAGPRA Summary Template
CULTURAL ITEMS
Updated 4/24/2025

Use only for a holding or collection that **may** contain **cultural items (unassociated funerary objects, sacred objects, or objects of cultural patrimony)** in order to initiate consultation with lineal descendants, Indian Tribes, and Native Hawaiian organizations (see [43 CFR 10.9\(b\)](#) *Step 2 – Initiate consultation*).

By the appropriate deadline, use this template to compile information available about **cultural items (unassociated funerary objects, sacred objects, or objects of cultural patrimony)** as required by [43 CFR 10.9\(a\)](#) *Step 1 – Compile a summary of a holding or collection*. A museum or Federal agency must ensure the summary is comprehensive and covers all holdings or collections that **may** contain cultural items in its possession or control. Depending on the scope of the holding or collection, the museum or Federal agency may organize its summary into sections based on geographical area, accession or catalog name or number, or other defining attributes. For deadlines to compile a summary, see Table 1 to [43 CFR 10.9\(a\)\(2\)](#).

Based on information available, include the following five pieces of information. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Estimated number and general description of the holding or collection, including any potential cultural items
2. Geographical location (provenience) by county or state
3. Acquisition history (provenance)
4. Other information available, including age, culture, cultural affiliation, or identification of any object as an unassociated funerary objects, sacred objects, or objects of cultural patrimony
5. Presence of any potentially hazardous substances

VERIFY all required information is included. The National NAGPRA Program does not review or validate the content of a summary and is not responsible for the information or errors in the summary.

REMOVE these instructions, highlighting, italics, and {braces} before submission.

Submit the summary to the Manager, National NAGPRA Program, (nagpra_info@nps.gov)

3 Examples of Summary Formats

Example 1: Descriptive style

Using available information, THE MUSEUM records identify approximately 200 items that may be unassociated funerary objects, sacred objects, or objects of cultural patrimony and are identified as being connected to CULTURE GROUP and TRIBE A, TRIBE B, and TRIBE C. Approximately 13 of these items have been identified as potentially funerary objects or sacred objects based on other items from the same location. The items were reportedly collected in STATE, COUNTY, by COLLECTOR (b.1818, d.1904) and donated to THE MUSEUM in 1932. THE MUSEUM records indicate no known hazardous substances.

2025 NAGPRA Summary Template
CULTURAL ITEMS
Updated 4/24/2025

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THE MUSEUM has a collection of fewer than 150 human-created objects that may contain unassociated funerary objects, sacred objects, or objects of cultural patrimony. These objects include potsherds, tools, blankets, and carved ivory or bone. These objects are from areas and states now known as New England, the Southwest, the Pacific Northwest, the Pacific Islands, Alabama, Alaska, California, Georgia, and Illinois. THE MUSEUM has approximately 25,000 items from the natural world. These include animal bones, shells, fossils, taxidermy and pelts, feathers, rocks and minerals, and a small number of botanical and insect specimens. The animal remains are largely, but not entirely from the area now known as New England, and the geological and paleontological specimens are from areas across the modern-day United States. Most of these objects were collected by members of our founding institution, the MUSEUM SOCIETY, between 1830-1948, and a small number were donated by private individuals in the late 20th and early 21st centuries. The collection has not been exhaustively tested for hazardous materials, but it is assumed many ecological objects contain chemicals used in preparation and preservation including, but not limited to, arsenic, mercury, asbestos, paradichlorobenzene, naphthalene, and dichlorvos.

.....

THE MUSEUM has an ethnographic collection of approximately 10,000 items that may contain unassociated funerary objects, sacred objects, or objects of cultural patrimony. These items represent various categories of material cultural, including sea and land hunting, fishing, tools, household equipment, clothing, travel and transportation, personal adornment, smoking, toys, and figurines. The collection includes 13 objects identified in our records as “used in ceremony.” Approximately half of the ethnographic collection was collected by John Doe during his expedition to COUNTY, STATE in 1903 and accessioned by the museum that same year (see Major Museum Publication, no. 65 (1965)). Another approximately 1,000 ethnographic objects were collected by Jane Doe during her expedition to COUNTY, STATE between 1950-1960 and were accessioned by the museum after her death in 1973 (see Major Museum Publication, no. 75 (1975)). Accession information indicates that several of these items were collected from members of the Adams and Baker families. The rest of the ethnographic objects were obtained from various collectors between 1930 and 1980 and no other information is readily available. The collection has not been exhaustively tested for hazardous materials, but it is assumed many ecological objects contain chemicals used in preparation and preservation.

THE MUSEUM has an archeological collection of approximately 2 million items that may contain unassociated funerary objects, sacred objects, or objects of cultural patrimony. These collections were recovered from 20 different archeological sites in STATE A, STATE B, and STATE C. We have not identified from the information available any specific cultural items in this collection. The collection was accessioned between 1920 and 1970. THE MUSEUM records indicate no known hazardous substances.

2025 NAGPRA Summary Template
CULTURAL ITEMS
Updated 4/24/2025

Example 2: Table or spreadsheet

State:	STATE
County (if known):	COUNTY
Collection ID:	Accession 1234.12; Catalog AB123
Potential item type:	Based on other items from the same location, likely contains funerary objects or sacred objects
Estimated number of cultural items	Between 13 and 200
Description:	200 items that may be unassociated funerary objects, sacred objects, or objects of cultural patrimony
Collection history:	Reportedly collected in STATE, COUNTY, by COLLECTOR (b.1818, d.1904). Donated to THE MUSEUM in 1932.
Treatment:	THE MUSEUM records indicate no known hazardous substances.
Comments:	CULTURE GROUP identified; Possibly connected to TRIBE A, TRIBE B, or TRIBE C.

Example 3: Itemized entry

Potential Item Type: Funerary objects or sacred objects

Geographic Location: County, State

Collection History: Reportedly collected by COLLECTOR (b.1818, d.1904). Donated to THE MUSEUM in 1932.

Approximate number of cultural items: 13-200

Description: Based on other items from the same location, likely contains funerary objects or sacred objects as follows: 10 lots of ceramic sherds, 1 clay bowl, 1 lot of metal objects, and 1 lot of beads of miscellaneous materials

Additional information: THE MUSEUM records indicate no known hazardous substances. Based on other items from the same location, THE MUSEUM believes the items are possibly affiliated with TRIBE A, TRIBE B, or TRIBE C as they are identified as CULTURE GROUP.

Summary of holdings or collections that may contain cultural items in the possession or control of {MUSEUM/FEDERAL AGENCY}

Using available information, the {MUSEUM or FEDERAL AGENCY} has identified approximately {1. Estimated number and general description of the holding or collection, including any potential cultural items}. The holding or collection was {use all that apply}:

- Removed from {2. Geographical location by county or state, if known}.
- Acquired from {3. Acquisition history, if known}.
- Identified as {4. Age, culture, cultural affiliation, or containing particular types of cultural items}.
- {5. Treated/Not treated with potentially hazardous substances.}

2024 NAGPRA Itemized List Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 3/13/2024

Use only for **human remains** and **associated funerary objects** in a holding or collection of a museum or Federal agency in order to initiate consultation with lineal descendants, Indian Tribes, and Native Hawaiian organizations (see [43 CFR 10.10\(b\)](#) *Step 2 – Initiate consultation*). A museum or Federal agency must ensure this itemized list is comprehensive and covers all holdings or collections and any human remains or associated funerary objects in its possession or control.

Use this template to compile information available about human remains and associated funerary objects (see [43 CFR 10.10\(a\)](#) *Step 1 – Compile an itemized list of any human remains and associated funerary objects*). Depending on the scope of the holding or collection, the museum or Federal agency may organize this itemized list into sections based on geographical area, accession or catalog name or number, or other defining attributes.

Include the following six pieces of information. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Number of individuals *identified in a reasonable manner*.
2. Number of associated funerary objects and types of objects (counted separately or by lot)
3. Geographical location (provenience) by county or state
4. Acquisition history (provenance)
5. Other information available, including age, culture, or cultural affiliation
6. Presence of any potentially hazardous substances

Before submitting a notice, REMOVE these instructions. **VERIFY** all information, especially any numbers or addition. The National NAGPRA Program does not review or validate the content of an itemized list and is not responsible for the information in the itemized list.

Send the itemized list with a written invitation to consult to any lineal descendant and any Indian Tribe or NHO with potential cultural affiliation. Update the itemized list as needed after consultation and before updating or completing an inventory of human remains or associated funerary objects. For deadlines to complete an inventory, see Table 1 to [43 CFR 10.10\(d\)\(2\)](#).

**Itemized List of Native American Human Remains and Associated Funerary Objects in the Possession or Control
of {1. MUSEUM or FEDERAL AGENCY}**

Itemized Record-Spreadsheet

Record ID	State	County	Site Name	Collection ID	Acquisition history	# of individuals	# of associated funerary objects	Age/Culture/Cultural affiliation	Additional info or hazardous substances

Itemized Record-Table

State	
County	
Site Name	
Collection ID	
Acquisition history	
# of individuals	
# of associated funerary objects	
Age/Culture/Cultural affiliation	
Additional info or hazardous substances	
Comments	

Itemized Entry-Paragraph

Item:

Accession #:

Catalogue #:

Description:

Site Name:

Geographical Location:

Acquisition History:

Number of individuals:

Description:

Accession #:

Catalogue #:

Number of associated funerary objects:

Description:

Accession #:

Catalogue #:

Age/Culture/Cultural affiliation:

Additional information or hazardous substances:

Comments:

2025 NAGPRA Inventory Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 3/28/2025

Use only for **human remains** and **associated funerary objects** in a holding or collection of a museum or Federal agency AFTER initiating and conducting consultation with lineal descendants, Indian Tribes, and Native Hawaiian organizations (see [43 CFR 10.10\(b\)](#) *Step 2 – Initiate consultation* and [43 CFR 10.10\(c\)](#) *Step 3 – Consult*).

By the appropriate deadline, use this template to complete an inventory of **human remains and associated funerary objects** (see [43 CFR 10.10\(d\)](#) *Step 4 – Complete an inventory of human remains or associated funerary objects*). A museum or Federal agency must ensure its inventory is comprehensive and covers all human remains or associated funerary objects in its possession or control. Depending on the scope of the holding or collection, the museum or Federal agency may organize its inventory into sections based on geographical area, accession or catalog name or number, or other defining attributes. For deadlines to complete an inventory, see Table 1 to [43 CFR 10.10\(d\)\(2\)](#).

Based on information available and the results of consultation, include the following three pieces of information. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. The names of all consulting parties and dates of consultation
2. Information, updated as appropriate, from the itemized list compiled in Step 1 (see [43 CFR 10.10\(a\)](#)), including:
 - a. Number of individuals *identified in a reasonable manner*.
 - b. Number of associated funerary objects and types of objects (counted separately or by lot)
 - c. Geographical location (provenience) by county or state
 - d. Acquisition history (provenance)
 - e. Other information available, including age, culture, or cultural affiliation
 - f. Presence of any potentially hazardous substances
3. For each entry in the itemized list, a determination identifying ONE of the following:
 - a. A known lineal descendant (whose name may be withheld)
 - b. The Indian Tribe or NHO with cultural affiliation that is CLEARLY identified
 - c. The Indian Tribe or NHO with cultural affiliation that is REASONABLY identified
 - d. No lineal descendant or any Indian Tribe or NHO with cultural affiliation can be clearly or reasonably identified. The inventory must briefly describe the information considered and the criteria identified for cultural affiliation to explain how the determination was made.

VERIFY all required information is included. The National NAGPRA Program does not review or validate the content of an inventory and is not responsible for the determinations or errors in the inventory. **REMOVE** these instructions, highlighting, italics, and {braces} before submission.

Submit the inventory to all consulting parties and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov).

Inventory of Native American human remains and associated funerary objects in the possession or control of {MUSEUM/FEDERAL AGENCY}

The purpose of this inventory is to provide determinations, following consultation, about the cultural affiliation of Native American human remains or associated funerary objects to lineal descendants, Indian Tribes, and Native Hawaiian organizations to facilitate repatriation.

Based on the results of consultation (section 1) and the information available (section 2), this inventory includes determinations of cultural affiliation for all human remains and associated funerary objects in the possession or control of {MUSEUM/FEDERAL AGENCY}. This inventory is organized based on {geographical area, accession or catalog name or number, or other defining attributes.}

Section 1: Consulting parties and dates of consultation.

See Record of Consultation for additional information, including concurrence, disagreement, or nonresponse of consulting parties during consultation.

List of parties invited to consult:

TRIBE A

TRIBE B

TRIBE C

TRIBE D (did not participate)

Consultations occurred on the following dates:

February x, 199x: TRIBE A, TRIBE B, and TRIBE C.

July x-xx, 199x: TRIBE A and TRIBE C.

October x, 199x: TRIBE A, TRIBE B, and TRIBE C.

OR

Date	Consulting party
2/x/199x	TRIBE A, TRIBE B, and TRIBE C
7/x/199x	TRIBE A and TRIBE C
10/x/199x	TRIBE A, TRIBE B, and TRIBE C

Section 2. Information from Itemized List, updated as appropriate, including cultural affiliation determinations

Choose one of the following formats or a different format

Itemized Record-Spreadsheet

Record ID	State	County	Site Name	Collection ID	Acquisition history	# of individuals	# of associated funerary objects	Age/Culture	Additional info or hazardous substances	Cultural Affiliation Determination

Itemized Record-Table

State	
County	
Site Name	
Collection ID	
Acquisition history	
# of individuals	
# of associated funerary objects	
Age/Culture	
Additional info or hazardous substances	
Comments	
Cultural Affiliation Determination	

Itemized Entry-Paragraph

Item:

Accession #:

Catalogue #:

Description:

Site Name:

Geographical Location:

Acquisition History:

Number of individuals:

Description:

Accession #:

Catalogue #:

Number of associated funerary objects:

Description:

Accession #:

Catalogue #:

Age/Culture:

Additional information or hazardous substances:

Comments:

Cultural Affiliation Determination:

2025 NAGPRA Request for Repatriation Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 4/17/2025

Use only for **human remains and associated funerary objects** AFTER publication of a notice of inventory completion (see [43 CFR 10.10\(e\)](#) *Step 5 – Submit a notice of inventory completion*). Any lineal descendant, Indian Tribe, or Native Hawaiian organization may submit a written request for repatriation. This template should ONLY be used by requesting party/parties identified in a notice of inventory completion.

After publication of a notice of inventory completion, use this template to complete [43 CFR 10.10\(f\)](#) *Step 6 – Receive and consider a request for repatriation*. Please note: A request for repatriation may include multiple notices of inventory completion having the same requestor(s) identified in item 3 below.

Insert the following five pieces of information in the appropriate places in this template, indicated by {#.
Information and additional instructions}. This is the MINIMUM information required; additional information may be included as necessary or preferred. The format is only a recommendation and not a requirement.

1. Date signed and sent. *Documents are timely based on the date sent ([43 CFR 10.1\(f\)\(2\)](#)).*
2. Museum or Federal agency. *The authorized representative is identified in the notice of inventory completion under ADDRESSES or FOR FURTHER INFORMATION CONTACT.*
3. Requesting party/parties. *This may include any one or more of the lineal descendants, Indian Tribes, or Native Hawaiian organizations identified in the notice of inventory completion. Requests from two or more lineal descendants, Indian Tribes, or Native Hawaiian organizations who agree to joint repatriation are considered a single request and not competing requests.*
4. The corresponding *Federal Register* notice(s). *For each notice, include information found in the Document Details tab on [Federalregister.gov](#). Include Document Citation, Document Number, and Publication Date. From the image below, as an example, 89 FR 77184, 2024-21541, 9/20/2024.*



5. OPTIONAL proposed timeline. *A requesting party may include a proposed timeline for the museum or Federal agency to complete the repatriation process. The notice of inventory completion identifies the earliest date that repatriation may occur under DATES. The regulations require Step 7 and Step 8 be completed no later than 180 days after the date of this request. The requesting party may propose Step 7 and Step 8 be completed simultaneously and by a date certain, or within a shorter timeline than the required 180 days.*

REMOVE these instructions, highlighting, italics, and {braces} before sending.

Send the request for repatriation to the museum or Federal agency through the authorized representative identified in the notice of inventory completion under ADDRESSES or FOR FURTHER INFORMATION CONTACT. Written documents must be sent by one of the following: email, with proof of receipt; personal delivery with proof of delivery date; private delivery service with proof of date sent; or certified mail (see [43 CFR 10.1\(e\)\(1\)](#)).

DO NOT send to the National NAGPRA Program.

INSTRUCTION PAGE-DELETE BEFORE SENDING

{1. Date}

{2. Museum or Federal agency addressee and address}

Dear {2. Museum or Federal agency},

The {3. Requesting party/parties} formally requests the repatriation of human remains and associated funerary objects in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA; 25 U.S.C. 3001 et seq) and its implementing regulations (43 CFR part 10).

This request for repatriation concerns human remains and associated funerary objects identified in the following *Federal Register* notice(s) of inventory completion: {4. Identify each notice by Document Citation, Document number, and Publication Date}

- {Document Citation as Vol. FR Page No.}; {Document Number as YYYY-#####}; and {Publication Date as MM/DD/YYYY} *Repeat as necessary and attach notices.*

The preferred timeline for completing the repatriation is {5. OPTIONAL Insert proposed timeline for completion of Steps 7 & 8}

If you have any questions about this request for repatriation, please contact {3. Insert contact information for requesting party/parties}

Sincerely,

{Requesting party/parties authorized representative signature block}

Enclosure(s): Federal Register notice(s)

CC: {3. Additional requesting parties}

2025 NAGPRA Notice of Inventory Completion Template
CULTURAL AFFILIATION
Updated 4/17/2025

Use only for **human remains** or **associated funerary objects** with **cultural affiliation** AFTER completing or updating a NAGPRA inventory and determining that there is cultural affiliation (see [43 CFR 10.10\(d\)\(1\)\(iii\)\(B\) or \(C\)](#) *Step 4 – Complete an inventory of human remains or associated funerary objects*).

Within six months of completing or updating an inventory in Step 4, use this template to complete [43 CFR 10.10\(e\)](#) *Step 5 – Submit a notice of inventory completion*. The museum or Federal agency may include in a single notice any human remains or associated funerary objects having the same cultural affiliation determination in items 6 and 7 below.

Insert the following seven pieces of information in the appropriate places in this template, indicated by {#. **Required information and additional instructions**}. Provide **ONLY** the information requested.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Authorized representative's name and direct contact information.
3. The {number} of individuals *from the itemized list/inventory*.
4. The {number} of associated funerary objects OR No associated funerary objects are present *from the itemized list/inventory*.
5. A **BRIEF** abstract of additional information, updated as appropriate, *from the itemized list/inventory*.
6. *The determination of cultural affiliation from the inventory* EITHER clearly identified by the information available OR reasonably identified by the geographical location or acquisition history.
7. The Indian Tribes or Native Hawaiian organizations with cultural affiliation.

DO NOT make any changes to the font (Times New Roman 11pt), line spacing (double), margins, or headings. **DO NOT** change the brackets [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. This instructs the *Federal Register* to calculate the date upon publication. The notice must conform to the mandatory format of the *Federal Register* and include the required information listed above. Deviation from the template may result in the return of the notice for edits and delayed publication.

VERIFY all information, especially any numbers or internal addition. The National NAGPRA Program does not review or validate the content of your notice and is not responsible for the determinations or errors in the notice. **REMOVE** these instructions, highlighting, italics, and {braces} before submission.

Submit a notice by sending it to any consulting party and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov) for publication in the *Federal Register*. National NAGPRA will verify receipt within one business day. No later than 21 calendar days after receiving a notice, the Manager, National NAGPRA Program, will either:

- Approve it for publication in the *Federal Register*, or
- Return it to the museum or Federal agency. No later than 14 days after the submission is returned, the museum or Federal agency must resubmit the notice to the National NAGPRA Program.

The notice will publish in the *Federal Register* 5-10 days after it is approved by the Manager, National NAGPRA Program. You will receive an email from the National NAGPRA Program once it is published.

DEPARTMENT OF THE INTERIOR**National Park Service****[NPS-WASO-NAGPRA-DTSNUMBER; PPWOCRADN0-PCU00RP14.R50000]****Notice of Inventory Completion:** {1. Museum or Federal Agency, City, State Abbreviation}**AGENCY:** National Park Service, Interior.**ACTION:** Notice.

SUMMARY: In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), the {1. Museum or Federal Agency} has completed an inventory of human remains and associated funerary objects and has determined that there is a cultural affiliation between the human remains and associated funerary objects and Indian Tribes or Native Hawaiian organizations in this notice.

DATES: Repatriation of the human remains and associated funerary objects in this notice may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

FOR FURTHER INFORMATION CONTACT: {2. Authorized representative's Name, Museum or Federal Agency's Name, telephone (XXX) XXX-XXXX, email XXXX@XXXX.XXX}.

Individuals who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION: This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA. The determinations in this notice are the sole responsibility of the {1. Museum or Federal Agency}, and additional information on the determinations in this notice, including the results of consultation, can be found in its inventory or

related records. The National Park Service is not responsible for the determinations in this notice.

Abstract of information available

Human remains representing, at least, {3. number} individuals have been identified. The {4. number} associated funerary objects are {list type of each object or group of objects, e.g., pottery sherds, tools, beads, and buttons, OR No associated funerary objects are present}. {5. Include a BRIEF abstract of information in the itemized list/inventory, updated as appropriate. Include, if available, the geographical location, acquisition history, cultural affiliation, and the presence of any potentially hazardous substances used to treat any of the human remains or associated funerary objects.}

Cultural affiliation

Based on the information available and the results of consultation, {6. Choose one of the following options: cultural affiliation is clearly identified by the information available about the human remains and associated funerary objects described in this notice. OR cultural affiliation is reasonably identified by the geographical location or acquisition history of the human remains and associated funerary objects described in this notice.}

Determinations

The {1. Museum or Federal Agency} has determined that:

- The human remains described in this notice represent the physical remains of {3. number} individuals of Native American ancestry.
- The {4. number} objects described in this notice are reasonably believed to have been placed intentionally with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- There is a connection between the human remains and associated funerary objects described in this notice and {7. list Indian Tribes with cultural affiliation in alphabetical order per the most recent Secretary's list of federally recognized Indian Tribes, as

published in the *Federal Register*, or list Native Hawaiian organizations with cultural affiliation}.

Requests for Repatriation

Written requests for repatriation of the human remains and associated funerary objects in this notice must be sent to the authorized representative identified in this notice under FOR FURTHER INFORMATION CONTACT. Requests for repatriation may be submitted by:

1. Any one or more of the Indian Tribes or Native Hawaiian organizations identified in this notice.
2. Any lineal descendant, Indian Tribe, or Native Hawaiian organization not identified in this notice who shows, by a preponderance of the evidence, that the requestor is a lineal descendant or an Indian Tribe or Native Hawaiian organization with cultural affiliation.

Repatriation of the human remains and associated funerary objects described in this notice to a requestor may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. If competing requests for repatriation are received, the {1. Museum or Federal Agency} must determine the most appropriate requestor prior to repatriation. Requests for joint repatriation of the human remains and associated funerary objects are considered a single request and not competing requests. The {1. Museum or Federal Agency} is responsible for sending a copy of this notice to the Indian Tribes and Native Hawaiian organizations identified in this notice and any other consulting parties.

AUTHORITY: Native American Graves Protection and Repatriation Act, 25 U.S.C. 3003, and the implementing regulations, 43 CFR 10.10.

Dated:

Melanie O'Brien,
Manager, National NAGPRA Program.

2025 NAGPRA Notice of Inventory Completion Template
LINEAL DESCENDANT
Updated 4/17/2025

Use only for **human remains** or **associated funerary objects** with a **known lineal descendant** AFTER completing or updating a NAGPRA inventory and determining that there is a known lineal descendant under [43 CFR 10.10\(d\)\(1\)\(iii\)\(A\)](#) *Step 4 – Complete an inventory of human remains or associated funerary objects.*

Within six months of completing or updating an inventory in Step 4, use this template to complete [43 CFR 10.10\(e\)](#) *Step 5 – Submit a notice of inventory completion.* The museum or Federal agency may include in a single notice any human remains or associated funerary objects having the same lineal descendant determination in item 6 below.

Insert the following six pieces of information in the appropriate places in this template, indicated by {#}. **Required information and additional instructions**. Provide ONLY the information requested.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Authorized representative's name and direct contact information.
3. The {number} of individuals *from the itemized list/inventory.*
4. The {number} of associated funerary objects OR No associated funerary objects are present *from the itemized list/inventory.*
5. A ***BRIEF*** abstract of additional information, updated as appropriate, from the itemized list/inventory.
6. *The determination of a known lineal descendant (whose name may be withheld) from the inventory.*

DO NOT make any changes to the font (Times New Roman 11pt), line spacing (double), margins, or headings. **DO NOT** change the brackets [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. This instructs the *Federal Register* to calculate the date upon publication. The notice must conform to the mandatory format of the Federal Register and include the required information listed above. Deviation from the template may result in the return of the notice for edits and delayed publication.

VERIFY all information, especially any numbers or internal addition. The National NAGPRA Program does not review or validate the content of your notice and is not responsible for the determinations or errors in the notice. **REMOVE** these instructions, highlighting, italics, and {braces} before submission.

Submit a notice by sending it to any consulting party and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov) for publication in the *Federal Register*. National NAGPRA will verify receipt within one business day. No later than 21 days after receiving a notice, the Manager, National NAGPRA Program, will either:

- Approve it for publication in the *Federal Register*, or
- Return it to the museum or Federal agency. No later than 14 days after the submission is returned, the museum or Federal agency must resubmit the notice to the National NAGPRA Program.

The notice will publish in the *Federal Register* 5-10 days after it is approved by the Manager, National NAGPRA Program. You will receive an email from the National NAGPRA Program once it is published.

INSTRUCTION PAGE-DELETE BEFORE SUBMITTING

DEPARTMENT OF THE INTERIOR**National Park Service****[NPS-WASO-NAGPRA-DTSNUMBER; PPWOCRADN0-PCU00RP14.R50000]****Notice of Inventory Completion:** {1. Museum or Federal Agency, City, State Abbreviation}**AGENCY:** National Park Service, Interior.**ACTION:** Notice.

SUMMARY: In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), the {1. Museum or Federal Agency} has completed an inventory of human remains and associated funerary objects and has determined that there is a known lineal descendant connected to the human remains and associated funerary objects in this notice.

DATES: Repatriation of the human remains and associated funerary objects in this notice may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

FOR FURTHER INFORMATION CONTACT: {2. Authorized representative's Name, Museum or Federal Agency's Name, telephone (XXX) XXX-XXXX, email XXXX@XXXX.XXX}.

Individuals who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION: This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA. The determinations in this notice are the sole responsibility of the {1. Museum or Federal Agency}, and additional information on the determinations in this notice, including the results of consultation, can be found in its inventory or related records. The National Park Service is not responsible for the determinations in this notice.

Abstract of information available

Human remains representing, at least, {3. number} individuals have been identified. The {4. number} associated funerary objects are {list type of each object or group of objects, e.g., pottery sherds, tools, beads, and buttons, OR No associated funerary objects are present}. {5. Include a BRIEF abstract of information in the itemized list/inventory, updated as appropriate. Include, if available, the geographical location, acquisition history, cultural affiliation, and the presence of any potentially hazardous substances used to treat any of the human remains or associated funerary objects.}

Lineal descendant

Based on the information available and the results of consultation, a lineal descendant is connected to the human remains and associated funerary objects described in this notice.

Determinations

The {1. Museum or Federal Agency} has determined that:

- The human remains described in this notice represent the physical remains of {3. number} individuals of Native American ancestry.
- The {4. number} objects described in this notice are reasonably believed to have been placed intentionally with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- {6. Choose one: {Name of lineal descendant(s)} is/are connected to the human remains and associated funerary objects described in this notice. OR A known lineal descendant (name withheld per request) is connected to the human remains and associated funerary objects described in this notice.}

Requests for Repatriation

Written requests for repatriation of the human remains and associated funerary objects in this notice must be sent to the authorized representative identified in this notice under FOR

FURTHER INFORMATION CONTACT. Requests for repatriation may be submitted by:

1. The known lineal descendant connected to the human remains and associated funerary objects.

2. Any other lineal descendant not identified who shows, by a preponderance of the evidence, that the requestor is a lineal descendant.

Repatriation of the human remains and associated funerary objects described in this notice to a requestor may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. If competing requests for repatriation are received, the {1. Museum or Federal Agency} must determine the most appropriate requestor prior to repatriation. Requests for joint repatriation of the human remains and associated funerary objects are considered a single request and not competing requests. The {1. Museum or Federal Agency} is responsible for sending a copy of this notice to the lineal descendant and any other consulting parties.

AUTHORITY: Native American Graves Protection and Repatriation Act, 25 U.S.C. 3003, and the implementing regulations, 43 CFR 10.10.

Dated:

Melanie O'Brien,
Manager, National NAGPRA Program.

2025 NAGPRA Notice of Inventory Completion Template
NO CULTURAL AFFILIATION
Updated 4/17/2025

Use only for **human remains** or **associated funerary objects** with **NO cultural affiliation** AFTER completing or updating a NAGPRA inventory and determining that there is NO lineal descendant or NO Indian Tribe or NHO with cultural affiliation under [43 CFR 10.10\(d\)\(1\)\(iii\)\(D\)](#) *Step 4—Complete an inventory of human remains or associated funerary objects*. The inventory must briefly describe the information considered for cultural affiliation under [43 CFR 10.3\(a\)](#) and the criteria identified under [43 CFR 10.3\(b\)](#).

Within six months of completing or updating an inventory in Step 4, use this template to complete [43 CFR 10.10\(e\)](#) *Step 5 – Submit a notice of inventory completion*. The museum or Federal agency may include in a single notice any human remains or associated funerary objects having the same consultation record and determination in items 6, 7, and 8 below.

Insert the following eight pieces of information in the appropriate places in this template, indicated by {#. **Required information and additional instructions**}. Provide ONLY the information requested.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Authorized representative's name and direct contact information.
3. The {number} of individuals *from the itemized list/inventory*.
4. The {number} of associated funerary objects OR No associated funerary objects are present *from the itemized list/inventory*.
5. A **BRIEF** abstract of additional information, updated as appropriate, from the itemized list/inventory.
6. List all Indian Tribes, or Native Hawaiian organizations invited to consult. If applicable, list any Indian groups without Federal recognition invited to consult. In a separate sentence, list those parties who responded to the invitation and participated in consultation.
7. Identify the type(s) of information available for cultural affiliation under [43 CFR 10.3\(a\)](#) from the inventory.
8. Identify each of the criteria identified for cultural affiliation under [43 CFR 10.3\(b\)](#) from the inventory.

DO NOT make any changes to the font (Times New Roman 11pt), line spacing (double), margins, or headings. **DO NOT** change the brackets [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. This instructs the *Federal Register* to calculate the date upon publication. The notice must conform to the mandatory format of the *Federal Register* and include the required information listed above. Deviation from the template may result in the return of the notice for edits and delayed publication.

VERIFY all information, especially any numbers or internal addition. The National NAGPRA Program does not review or validate the content of your notice and is not responsible for the determinations or errors in the notice. **REMOVE** these instructions, highlighting, italics, and {braces} before submission.

Submit a notice by sending it to any consulting party and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov) for publication in the *Federal Register*. National NAGPRA will verify receipt

2025 NAGPRA Notice of Inventory Completion Template
NO CULTURAL AFFILIATION
Updated 4/17/2025

within one business day. No later than 21 days after receiving a notice, the Manager, National NAGPRA Program, will either:

- Approve it for publication in the *Federal Register*, or
- Return it to the museum or Federal agency. No later than 14 days after the submission is returned, the museum or Federal agency must resubmit the notice to the National NAGPRA Program.

The notice will publish in the *Federal Register* 5-10 days after it is approved by the Manager, National NAGPRA Program. You will receive an email from the National NAGPRA Program once it is published.

DEPARTMENT OF THE INTERIOR**National Park Service****[NPS-WASO-NAGPRA-DTSNUMBER; PPWOCRADN0-PCU00RP14.R50000]****Notice of Inventory Completion:** {1. Museum or Federal Agency, City, State Abbreviation}**AGENCY:** National Park Service, Interior.**ACTION:** Notice.

SUMMARY: In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), the {1. Museum or Federal Agency} has completed an inventory of human remains and associated funerary objects and has determined that there is no lineal descendant and no Indian Tribe or Native Hawaiian organization with cultural affiliation.

DATES: Upon request, repatriation of the human remains and associated funerary objects in this notice may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

FOR FURTHER INFORMATION CONTACT: {2. Authorized representative's Name, Museum or Federal Agency's Name, telephone (XXX) XXX-XXXX, email XXXX@XXXX.XXX}.

Individuals who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION: This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA. The determinations in this notice are the sole responsibility of the {1. Museum or Federal Agency}, and additional information on the determinations in this notice, including the results of consultation, can be found in its inventory or related records. The National Park Service is not responsible for the determinations in this notice.

Abstract of information available

Human remains representing, at least, {3. number} individuals have been identified. The {4. number} associated funerary objects are {list type of each object or group of objects, e.g., pottery sherds, tools, beads, and buttons, OR No associated funerary objects are present}. {5. Include a BRIEF abstract of information in the itemized list/inventory, updated as appropriate. Include, if available, the geographical location, acquisition history, and the presence of any potentially hazardous substances used to treat any of the human remains or associated funerary objects.}

Consultation

Invitations to consult were sent to the {6. list Indian Tribes in alphabetical order per the most recent Secretary's list of federally recognized Indian Tribes, as published in the *Federal Register*, or list Native Hawaiian organizations. If appropriate, list any Indian groups without Federal recognition that were invited to consult. In a separate sentence, list those parties who responded to the invitation and participated in consultation.}

Cultural affiliation

The following types of information about the cultural affiliation of the human remains and associated funerary objects in this notice are available: {7. Choose the appropriate type(s) of information: anthropological, archaeological, biological, folklore, geographical, historical, kinship, linguistics, oral traditional, other relevant information, expert opinion, or Native American traditional knowledge. List only the **types** of information available, not detailed information related to any particular type. Detailed information should be in the inventory or in a written record of the determination.} The information, including the results of consultation, identified {8. Insert responses below, as appropriate.}:

1. {{Name of earlier group(s)}} as an earlier group OR No earlier group} connected to the human remains or associated funerary object.

2. {{Name of Indian Tribe(s) in alphabetical order per the most recent Secretary's list of federally recognized Indian Tribes, as published in the *Federal Register*, or list Native Hawaiian organizations}} as an Indian Tribe or Native Hawaiian organization OR No Indian Tribe or Native Hawaiian organization} connected to the human remains or associated funerary objects.
3. No relationship of shared group identity between the earlier group and the Indian Tribe or Native Hawaiian organization that can be reasonably traced through time.

Determinations

The {1. Museum or Federal Agency} has determined that:

- The human remains described in this notice represent the physical remains of {3. number} individuals of Native American ancestry.
- The {4. number} objects described in this notice are reasonably believed to have been placed intentionally with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- No known lineal descendant who can trace ancestry to the human remains and associated funerary objects in this notice has been identified.
- No Indian Tribe or Native Hawaiian organization with cultural affiliation to the human remains and associated funerary objects described in this notice has been clearly or reasonably identified.

Requests for Repatriation

Written requests for repatriation of the human remains and associated funerary objects in this notice must be sent to the authorized representative identified in this notice under FOR FURTHER INFORMATION CONTACT. Requests for repatriation may be submitted by any lineal descendant, Indian Tribe, or Native Hawaiian organization who shows, by a preponderance of the evidence, that the requestor is a lineal descendant or an Indian Tribe or Native Hawaiian

organization with cultural affiliation.

Upon request, repatriation of the human remains and associated funerary objects described in this notice to a requestor may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. If competing requests for repatriation are received, the {1. Museum or Federal Agency} must determine the most appropriate requestor prior to repatriation. Requests for joint repatriation of the human remains and associated funerary objects are considered a single request and not competing requests. The {1. Museum or Federal Agency} is responsible for sending a copy of this notice to the Indian Tribes or Native Hawaiian organizations identified in this notice.

AUTHORITY: Native American Graves Protection and Repatriation Act, 25 U.S.C. 3003, and the implementing regulations, 43 CFR 10.10.

Dated:

Melanie O'Brien,
Manager, National NAGPRA Program.

2025 NAGPRA Notice of Intended Repatriation Template
CULTURALLY AFFILIATED
Updated 4/24/2025

Use only for **unassociated funerary objects, sacred objects, or objects of cultural patrimony** after receiving a request for repatriation **from an Indian Tribe or Native Hawaiian organization** (see [43 CFR 10.9\(d\)](#) *Step 4 – Receive and consider requests*) and appropriate response (see [43 CFR 10.9\(e\)](#) *Step 5 – Respond to requests*).

No later than 30 days after responding to a request for repatriation that meets the criteria for a request, use this template to complete [43 CFR 10.9\(f\)](#) *Step 6 – Submit a notice of intended repatriation*. The museum or Federal agency may include in a single notice all cultural items with the same requestors identified in item 6 below.

Insert the following six pieces of information in the appropriate places in this template, indicated by {#}. **Required information and additional instructions**. Provide ONLY the information requested.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Authorized representatives' name and direct contact information.
3. The {number} of cultural items.
4. The {number} of {pick appropriate terms - unassociated funerary objects, sacred objects, objects of cultural patrimony}.
5. A ***BRIEF*** abstract of additional information, updated as appropriated, from the summary.
6. *The Indian Tribes or Native Hawaiian organizations requesting repatriation.*

DO NOT make any changes to the font (Times New Roman 11pt), line spacing (double), margins, or headings. **DO NOT** change the brackets [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. This instructs the *Federal Register* to calculate the date upon publication. The notice must conform to the mandatory format of the *Federal Register* and include the required information listed above. Deviation from the template may result in the return of the notice for edits and delayed publication.

VERIFY all information, especially any numbers or internal addition. The National NAGPRA Program does not review or validate the content of your notice and is not responsible for the determinations or errors in the notice. **REMOVE** these instructions, highlighting, italics, and {braces} before submission.

Submit a notice by sending it to all requestors, any consulting parties, and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov) for publication in the *Federal Register*. National NAGPRA will verify receipt within one business day. No later than 21 calendar days after receiving a notice, the Manager, National NAGPRA Program, will either:

- Approve it for publication in the *Federal Register*, or
- Return it to the museum or Federal agency. No later than 14 days after the submission is returned, the museum or Federal agency must resubmit the notice to the National NAGPRA Program.

The notice will publish in the Federal Register 5-10 days after it is approved by the Manager, National NAGPRA Program. You will receive an email from the National NAGPRA Program once it is published.

DEPARTMENT OF THE INTERIOR**National Park Service****[NPS-WASO-NAGPRA-DTSNUMBER; PPWOCRADN0-PCU00RP14.R50000]****Notice of Intended Repatriation: {1. Museum or Federal Agency, City, State Abbreviation}****AGENCY:** National Park Service, Interior.**ACTION:** Notice.

SUMMARY: In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), the {1. Museum or Federal Agency} intends to repatriate certain cultural items that meet the definition of unassociated funerary objects, sacred objects, and/or objects of cultural patrimony and that have a cultural affiliation with the Indian Tribes or Native Hawaiian organizations in this notice.

DATES: Repatriation of the cultural items in this notice may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

FOR FURTHER INFORMATION CONTACT: {2. Authorized representative's Name, Museum or Federal Agency's Name, telephone (XXX) XXX-XXXX, email XXXX@XXXX.XXX}.

Individuals who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION: This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA. The determinations in this notice are the sole responsibility of the {1. Museum or Federal Agency}, and additional information on the determinations in this notice, including the results of consultation, can be found in the summary or related records. The National Park Service is not responsible for the determinations in this

notice.

Abstract of information available

A total of {3. number} cultural items have been requested for repatriation. The {4. Pick appropriate sentence, repeat as needed: The {4. number} of unassociated funerary objects OR The {4. number} sacred objects OR The {4. number} of objects of cultural patrimony OR The {4. number} sacred objects/objects of cultural patrimony} are {list type of each object or group of objects, e.g., pipes, stone projectile points, ceramic beads, and buttons}. {5. Include a BRIEF abstract of additional information, updated as appropriate, from the compiled summary. Include, if available, the geographical location, acquisition history, cultural affiliation, and the presence of any potentially hazardous substances used to treat any of the cultural items.}

Determinations

The {1. Museum or Federal Agency} has determined that:

Use appropriate bullets based on type of cultural item. Delete any not applicable.

- The {4. number} unassociated funerary objects described in this notice are reasonably believed to have been placed intentionally with or near human remains, and are connected, either at the time of death or later as part of the death rite or ceremony of a Native American culture according to the Native American traditional knowledge of a lineal descendant, Indian Tribe, or Native Hawaiian organization. The unassociated funerary objects have been identified by a preponderance of the evidence as related to human remains, specific individuals, or families, or removed from a specific burial site or burial area of an individual or individuals with cultural affiliation to an Indian Tribe or Native Hawaiian organization.
- The {4. number} sacred objects described in this notice are specific ceremonial objects needed by a traditional Native American religious leader for present-day adherents to

practice traditional Native American religion, according to the Native American traditional knowledge of a lineal descendant, Indian Tribe, or Native Hawaiian organization.

- The {4. number} objects of cultural patrimony described in this notice have ongoing historical, traditional, or cultural importance central to the Native American group, including any constituent sub-group (such as a band, clan, lineage, ceremonial society, or other subdivision), according to the Native American traditional knowledge of an Indian Tribe or Native Hawaiian organization.
- The {4. number} sacred objects/objects of cultural patrimony described in this notice are, according to the Native American traditional knowledge of an Indian Tribe or Native Hawaiian organization, specific ceremonial objects needed by a traditional Native American religious leader for present-day adherents to practice traditional Native American religion, and have ongoing historical, traditional, or cultural importance central to the Native American group, including any constituent sub-group (such as a band, clan, lineage, ceremonial society, or other subdivision).
- There is a connection between the cultural items described in this notice and {6. list the requesting Indian Tribes in alphabetical order per the most recent Secretary's list of federally recognized Indian Tribes, as published in the *Federal Register*, or list Native Hawaiian organizations}.

Requests for Repatriation

Additional, written requests for repatriation of the cultural items in this notice must be sent to the authorized representative identified in this notice under FOR FURTHER INFORMATION CONTACT. Requests for repatriation may be submitted by any lineal descendant, Indian Tribe, or Native Hawaiian organization not identified in this notice who

shows, by a preponderance of the evidence, that the requestor is a lineal descendant or a culturally affiliated Indian Tribe or Native Hawaiian organization.

Repatriation of the cultural items in this notice to a requestor may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. If competing requests for repatriation are received, the {1. Museum or Federal Agency} must determine the most appropriate requestor prior to repatriation. Requests for joint repatriation of the cultural items are considered a single request and not competing requests. The {1. Museum or Federal Agency} is responsible for sending a copy of this notice to the Indian Tribes and Native Hawaiian organizations identified in this notice and to any other consulting parties.

AUTHORITY: Native American Graves Protection and Repatriation Act, 25 U.S.C. 3004 and the implementing regulations, 43 CFR 10.9.

Dated:

Melanie O'Brien,
Manager, National NAGPRA Program.

2024 NAGPRA Notice of Intended Repatriation Template
LINEAL DESCENDANTS
Updated 1/30/2024

Use only for **unassociated funerary objects or sacred objects** after receiving a request for repatriation **from a lineal descendant** (see [43 CFR 10.9\(d\)](#) *Step 4 – Receive and consider requests*) and appropriate response (see [43 CFR 10.9\(e\)](#) *Step 5 – Respond to requests*).

Use this template to complete [43 CFR 10.9\(f\)](#) *Step 6 – Submit a notice of intended repatriation* no later than 30 days after responding to a request for repatriation that meets the criteria for a request. The museum or Federal agency may include in a single notice all cultural items with the same requestors identified in item 6 below.

Insert the following six pieces of information in the appropriate places in this template, indicated by {#. **Required information and additional instructions**}. Provide ONLY the information requested.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Authorized representatives' name and direct contact information.
3. The {number} of cultural items.
4. The {number} of {pick appropriate terms - unassociated funerary objects or sacred objects}.
5. A ***BRIEF*** abstract of information from the compiled summary.
6. *The lineal descendant (whose name may be withheld) requesting repatriation.*

Do **NOT** make any changes to the headings or other sections, especially to the [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. This instructs the *Federal Register* to calculate the date upon publication. The notice must conform to the mandatory format of the Federal Register and include the required information listed above.

Before submitting a notice, REMOVE these instructions, highlighting, italics, and {braces}. **VERIFY** all information, especially any numbers or addition. The National NAGPRA Program does not review or validate the content of your notice and is not responsible for the determinations in the notice.

Submit a notice by sending it to any consulting party and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov) for publication in the Federal Register.

No later than 21 days after receiving a notice, the Manager, National NAGPRA Program, will either:

- Approve it for publication in the Federal Register, or
- Return it to the museum or Federal agency. No later than 14 days after the submission is returned, the museum or Federal agency must resubmit the notice to the National NAGPRA Program.

The notice will publish in the Federal Register 5-10 days after it is approved by the Manager, National NAGPRA Program. You will receive an email from the National NAGPRA Program once it is published.

DEPARTMENT OF THE INTERIOR**National Park Service**

[NPS-WASO-NAGPRA-DTSNUMBER; PPWOCRADN0-PCU00RP14.R50000]

Notice of Intended Repatriation: {1. Museum or Federal Agency, City, State Abbreviation}**AGENCY:** National Park Service, Interior.**ACTION:** Notice.

SUMMARY: In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), the {1. Museum or Federal Agency} intends to repatriate certain cultural items that meet the definition of unassociated funerary objects, sacred objects, and/or objects of cultural patrimony and that have a known lineal descendant.

DATES: Repatriation of the cultural items in this notice may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

ADDRESSES: {2. Authorized representative's Name, Museum or Federal Agency's Name, Street Address, City, State Abbreviation Zip Code, telephone (XXX) XXX-XXXX, email XXXX@XXXX.XXX}.

SUPPLEMENTARY INFORMATION: This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA. The determinations in this notice are the sole responsibility of the {1. Museum or Federal Agency}, and additional information on the determinations in this notice, including the results of consultation, can be found in the summary or related records. The National Park Service is not responsible for the determinations in this notice.

Abstract of information available

A total of {3. number} cultural items have been requested for repatriation. The {4. Pick appropriate sentence, repeat as needed: The {4. number} of unassociated funerary objects OR

The {4. number} sacred objects} are {list type of each object or group of objects, e.g., pipes, stone projectile points, ceramic beads, and buttons}. {5. Include a BRIEF abstract of information in the compiled summary, updated as appropriate. Include, if available, the geographical location, acquisition history, cultural affiliation, and the presence of any potentially hazardous substances used to treat any of the cultural items.}

Determinations

The {1. Museum or Federal Agency} has determined that:

Use appropriate bullets based on type of cultural item. Delete any not applicable.

- The {4. number} unassociated funerary objects described in this notice are reasonably believed to have been placed intentionally with or near human remains, and are connected, either at the time of death or later as part of the death rite or ceremony of a Native American culture according to the Native American traditional knowledge of a lineal descendant, Indian Tribe, or Native Hawaiian organization. The unassociated funerary objects have been identified by a preponderance of the evidence as related to human remains, specific individuals, or families, or removed from a specific burial site or burial area of an individual or individuals with cultural affiliation to an Indian Tribe or Native Hawaiian organization.
- The {4. number} sacred objects described in this notice are specific ceremonial objects needed by a traditional Native American religious leader for present-day adherents to practice traditional Native American religion, according to the Native American traditional knowledge of a lineal descendant, Indian Tribe, or Native Hawaiian organization.
- {6. Choose one: {Name of lineal descendant(s)} is/are connected to the cultural items described in this notice. OR A known lineal descendant (name withheld per request) is

connected to the cultural items described in this notice.}.

Requests for Repatriation

Additional, written requests for repatriation of the cultural items in this notice must be sent to the authorized representative identified in this notice under ADDRESSES. Requests for repatriation may be submitted by any lineal descendant, Indian Tribe, or Native Hawaiian organization not identified in this notice who shows, by a preponderance of the evidence, that the requestor is a lineal descendant or a culturally affiliated Indian Tribe or Native Hawaiian organization.

Repatriation of the cultural items in this notice to a requestor may occur on or after [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE **FEDERAL REGISTER**]. If competing requests for repatriation are received, the {1. Museum or Federal Agency} must determine the most appropriate requestor prior to repatriation. Requests for joint repatriation of the cultural items are considered a single request and not competing requests. The {1. Museum or Federal Agency} is responsible for sending a copy of this notice to the Indian Tribes and Native Hawaiian organizations identified in this notice and to any other consulting parties.

AUTHORITY: Native American Graves Protection and Repatriation Act, 25 U.S.C. 3004 and the implementing regulations, 43 CFR § 10.9.

Dated:

Melanie O'Brien,

Manager, National NAGPRA Program.

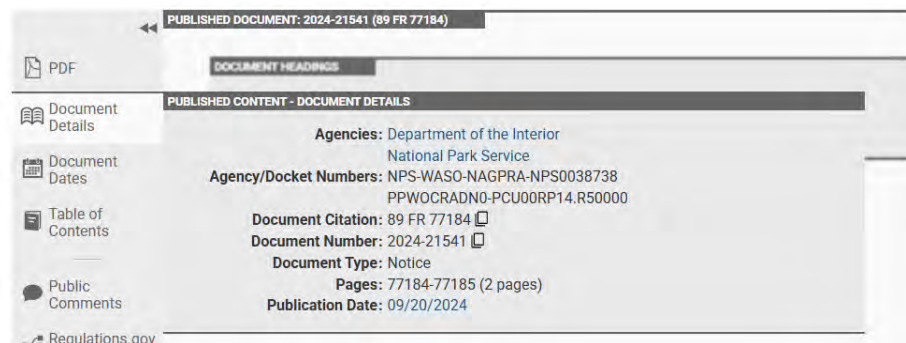
2025 NAGPRA Repatriation Statement Template
HUMAN REMAINS and ASSOCIATED FUNERARY OBJECTS
Updated 4/17/2025

Use only for **human remains** and **associated funerary objects** AFTER responding to a request for repatriation (see [43 CFR 10.10\(g\)](#) *Step 7 – Respond to a request for repatriation*). Please note: A museum or Federal agency may combine a response to a request for repatriation (Step 7) and a repatriation statement (Step 8) provided all required information is included in a single written document.

No later than 90 days after responding to a request for repatriation that meets the criteria, use this template to complete [43 CFR 10.10\(h\)](#) *Step 8 – Repatriation of the human remains or associated funerary objects*. The museum or Federal agency may include in a single statement any human remains or associated funerary objects having the same requestor identified in item 3 below.

Insert the following five pieces of information in the appropriate places in this template, indicated by {#}. **Required information and additional instructions**. This is the MINIMUM information required. The format is only a recommendation and not a requirement.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Date signed and sent. *Documents are timely based on the date sent ([43 CFR 10.1\(f\)\(2\)](#)).*
3. Requesting lineal descendant (whose name may be withheld), Indian Tribe, or Native Hawaiian organization. *In the case of joint requests for repatriation, a repatriation statement must identify and be sent to all requestors. Countersignature by requesting parties is NOT required or recommended.*
4. The corresponding *Federal Register* notice(s). *For each notice, include information found in the Document Details tab on [Federalregister.gov](#). Include Document Citation, Document Number, and Publication Date. From the image below, as an example, 89 FR 77184, 2024-21541, 9/20/2024. If the repatriation statement only partially covers the human remains and associated funerary objects listed in the notice(s), please note the specific paragraphs in the notice that are included in the repatriation statement.*



5. *Optional but recommended:* Statement that information is or is not available about the human remains or associated funerary objects being treated with pesticides, preservatives, or other substances that represent a potential hazard to the human remains or object(s) or to the person(s) handling the human remains or object(s).

REMOVE these instructions, highlighting, italics, and {braces} before submission.

Send a repatriation statement to the requestor(s) identified in item 3 above and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov). The National NAGPRA Program will file the statement and enter item 2, Document date, next to the appropriate entry in the Notices database. See <https://apps.cr.nps.gov/nagprapublic/Home/Notice>. **To prevent delays or errors in recording the statement, please ensure the information in item 4 above is accurate and complete.**

INSTRUCTION PAGE-DELETE BEFORE SUBMITTING

{INSERT Letterhead} OR {1. Museum/Federal agency Name, City and State}

{2. Date}

In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA; 25 U.S.C. 3001 et seq) and its implementing regulations (43 CFR part 10), this statement certifies the following:

- The {1. Museum or Federal Agency} relinquishes possession or control of
- the {human remains} and {associated funerary objects} listed in the attached *Federal Register* notice(s) to
- {3. list the requesting lineal descendant (whose name may be withheld), Indian Tribe, or Native Hawaiian organization}.

The human remains and associated funerary objects were published in the following *Federal Register* notice(s) of inventory completion: {4. Identify each notice by Document Citation, Document Number, and Publication Date}

- {Document Citation as Vol. FR Page No.}; {Document Number as YYYY-#####}; and {Publication Date as MM/DD/YYYY} *Repeat as necessary and attach notices.*

{OPTIONAL but recommended statement} The {1. Museum or Federal Agency} has {choose as appropriate: 5. Information about OR no information about} the human remains or associated funerary objects being treated with pesticides, preservatives, or other substances that represent a potential hazard to the human remains or object(s) or to person(s) handling the human remains or object(s). Any information about these treatments was previously shared with the recipients.

After sending this repatriation statement, {1. Museum or Federal Agency} will:

1. Consult with the parties above on custody and physical transfer,
2. Document any physical transfer, and
3. Protect sensitive information from disclosure to the general public to the extent consistent with applicable law.

Nothing in the Act or this part limits the authority of the {1. Museum or Federal Agency} to enter into any agreement with the requestor concerning the human remains or associated funerary objects.

The {1. Museum or Federal Agency} will send a copy of this repatriation statement to all parties identified above and the Manager, National NAGPRA Program.

{Museum or Federal agency authorized representative signature block}

Enclosure(s): Federal Register notice(s)

CC: National NAGPRA Program (nagpra_info@nps.gov) and {3. Requesting lineal descendant, Indian Tribe, or Native Hawaiian organization}

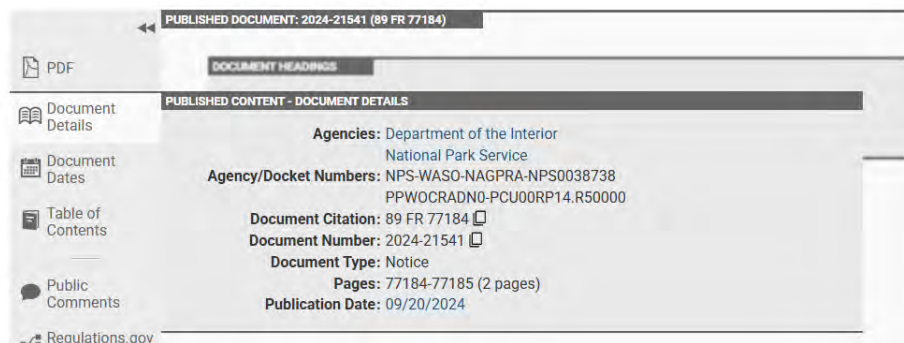
2025 NAGPRA Repatriation Statement Template
UNASSOCIATED FUNERARY, SACRED, or CULTURAL PATRIMONY OBJECTS
Updated 4/24/2025

Use only for **unassociated funerary objects, sacred objects, or objects of cultural patrimony** AFTER publication of a notice of intended repatriation (see [43 CFR 10.9\(f\)](#) *Step 6 – Submit a notice of intended repatriation*).

No earlier than 30 days and no later than 90 days after publication of a notice of intended repatriation, use this template to complete [43 CFR 10.9\(g\)](#) *Step 7 – Repatriation of the unassociated funerary object, sacred object, or object of cultural patrimony*. The museum or Federal agency may include in a single statement any cultural items having the same requestor identified in item 3 below.

Insert the following five pieces of information in the appropriate places in this template, indicated by {#}. **Required information and additional instructions**. This is the MINIMUM information required. The format is only a recommendation and not a requirement.

1. Museum or Federal Agency. *Full name can be abbreviated or referred to by initials after the first instance, i.e. Museum of Natural Science (MONS).*
2. Date signed and sent. *Documents are timely based on the date sent ([43 CFR 10.1\(f\)\(2\)](#)).*
3. Requesting lineal descendant (whose name may be withheld), Indian Tribe, or Native Hawaiian organization. *In the case of joint requests for repatriation, a repatriation statement must identify and be sent to all requestors. Countersignature by requesting parties is NOT required or recommended.*
4. The corresponding *Federal Register* notice(s). *For each notice, include information found in the Document Details tab on [Federalregister.gov](#). Include Document Citation, Document Number, and Publication Date. From the image below, as an example, 89 FR 77184, 2024-21541, 9/20/2024. If the repatriation statement only partially covers the cultural items listed in the notice(s), please note the specific paragraphs in the notice that are included in the repatriation statement.*



5. *Optional but recommended:* Statement that information is or is not available about the cultural items being treated with pesticides, preservatives, or other substances that represent a potential hazard to the object(s) or to the person(s) handling the object(s).

REMOVE these instructions, highlighting, italics, and {braces} before submission.

Send a repatriation statement to the requestor(s) identified in item 3 above and to the Manager, National NAGPRA Program, (nagpra_info@nps.gov). The National NAGPRA Program will file the statement and enter item 2, Document date, next to the appropriate entry in the Notices database. See <https://apps.cr.nps.gov/nagprapublic/Home/Notice>. **To prevent delays or errors in recording the statement, please ensure the information in item 4 above is accurate and complete.**

{INSERT Letterhead} OR {1. Museum/Federal agency Name, City and State}

{2. DATE}

In accordance with the Native American Graves Protection and Repatriation Act (NAGPRA; 25 U.S.C. 3001 et seq) and its implementing regulations (43 CFR part 10), this statement certifies the following:

- The {1. Museum or Federal Agency} relinquishes possession or control of
- the {unassociated funerary objects, sacred objects, objects of cultural patrimony, or appropriate combination} listed in the attached *Federal Register* notice(s) to
- {3. list the requesting lineal descendant (whose name may be withheld), Indian Tribe, or Native Hawaiian organization}.

The unassociated funerary objects, sacred objects, or objects of cultural patrimony were published in the following *Federal Register* notice(s) of intended repatriation: {4. Identify each notice using the Document Details tab on [Federalregister.gov](https://www.federalregister.gov).}

- {Document Citation as Vol. FR Page No.}; {Document Number as YYYY-#####}; {Publication Date as MM/DD/YYYY} *Repeat as necessary and attach notices.*

{OPTIONAL but recommended statement} The {1. Museum or Federal Agency} has {choose as appropriate: 5. Information about OR no information about} the unassociated funerary objects, sacred objects, or objects of cultural patrimony being treated with pesticides, preservatives, or other substances that represent a potential hazard to the object(s) or to person(s) handling the object(s). Any information about these treatments was previously shared with the recipients.

After sending this repatriation statement, {1. Museum or Federal Agency} will:

1. Consult with the parties above on custody and physical transfer,
2. Document any physical transfer, and
3. Protect sensitive information from disclosure to the general public to the extent consistent with applicable law.

Nothing in the Act or this part limits the authority of the {1. Museum or Federal Agency} to enter into any agreement with the requestor concerning the unassociated funerary objects, sacred objects, or objects of cultural patrimony.

The {1. Museum or Federal Agency} will send a copy of this repatriation statement to all parties identified above and the Manager, National NAGPRA Program.

{Museum or Federal agency authorized representative signature block}

Enclosure(s): Federal Register notice(s)

CC: National NAGPRA Program (nagpra_info@nps.gov) and {3. Requesting lineal descendant, Indian Tribe, or Native Hawaiian organization}

[TRIBAL LETTERHEAD]

[DATE]

CAMPUS CONTACT
California State University

RE: Formal Designation and/or point of contact for [TRIBE] regarding consultation under the Native American Graves Protection and Repatriation Act, California Native American Graves Protection and Repatriation Act, the California Health and Safety Code, and AB-275.

Dear [CAMPUS PRESIDENT/DESIGNEE or NAGPRA COORDINATOR],

The [TRIBE] authorizes..... [DESIGNEE NAME AND TITLE], to consult on its behalf concerning all matters pertaining to activities enumerated in the Native American Graves Protection and Repatriation Act, 25 U.S.C. §§ 3001-13 ([NAGPRA](#)), its accompanying regulations, 43 C.F.R. §§ 10.1-.17, and the California Native American Graves Protection and Repatriation Act, Cal. Health & Safety Code §§ 8010-30 ([CalNAGPRA](#)).

[DESIGNEE NAME AND TITLE] will serve as the point of contact for any previous, current, or future NAGPRA, CalNAGPRA, and/or CA Health and Safety Code consultation on our behalf.

Sincerely,

[TRIBAL LEADER NAME AND TITLE]
[TRIBE]

[CAMPUS LETTERHEAD]

Held-in-Trust Agreement

1. Parties

This Agreement is entered into between _____ [TRIBAL ENTITY], the “Depositor”, and the Board of Trustees of the California State University through its campus, CSUX, the “Trustee” (collectively, “The Parties”).

2. Purpose

Native American Tribes and lineal descendants with legal rights to the control of their cultural heritage extending to the control of human remains and/or funerary objects, objects of cultural patrimony or sacred objects may need facilities for safe, short-term storage of these collections.

This Agreement supports the deposit of human remains and/or funerary objects, objects of cultural patrimony or sacred objects with the Trustee to be held in Trust for the benefit of the Depositor for the purpose of maintaining physical custody and care for them as agreed to by the Parties below.

3. Factual Background

- a. In compliance with the Native American Graves Protection and Repatriation Act, CSUX engaged in meaningful consultation to repatriate and restore [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] to [_____] lineal descendants, Indian Tribes or Native Hawaiian organizations with cultural affiliation.
- b. A determination was made that legal rights to control [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] belongs to [TRIBAL ENTITY].
- c. On [DATE], CSUX and [TRIBAL ENTITY] executed a Transfer of Control which is attached as **Exhibit** ____.
- d. [TRIBAL ENTITY] has requested that CSUX maintain temporary physical custody of the [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] as Trustee.

4. Scope

The Parties agree that Trustee will maintain physical custody of the Deposited Items. Trustee will store and care for the Depositor's Items according to requested Tribal preferences expressed through consultation and document in this Agreement. This Agreement governs the duration and conditions during the period in which the Depositor's Items are being stored and cared for by the Trustee.

5. Definitions

For this Agreement the following terms are defined:

- a. "Agreement" means this document along with the following attachments, which are incorporated by reference into this document:
 - ☐ Transfer of Control: **Exhibit** ____
 - ☐ Preferences of Care: **Exhibit** ____
 - ☐ Other: Specify here: **Exhibit** ____ **[IDENTIFY EACH INDIVIDUALLY]**
- b. "Depositor" means the delegated representative of the Tribe or Native Hawaiian organization, or delegated representative(s) of the consortium where objects are in the control of more than one Tribe or Native Hawaiian organization or lineal descendant. The Depositor has the legal authority as an agent or representative of the Tribe or Native Hawaiian organization, or consortium of, to negotiate, authorize and notify Trustee of changes to care and physical transfer arrangements, and to submit notification of intent to renew or terminate the Agreement.
"Depositor's Items" means items listed on the [FULL DESCRIPTION AND/OR ATTACH AN EXHIBIT THAT STATES THIS].
- c. "Trustee" means the Board of Trustees of the California State University through its university, CSUX and [IDENTIFY AUTHORIZED OFFICE OR DEPARTMENT AT UNIVERSITY].

Legal Control and Physical Custody

The legal right to control the Depositor's Items, commonly known as ownership or title, remain permanently with the Depositor. In the event that the Depositor's Items are in the control of more than one Tribal entity, all those in control are required to sign this Agreement or expressly authorize Depositor to sign. By signing, Depositor represents that they have full authority and legal rights to make this deposit and enter into this Agreement. Any changes in the legal rights of the Parties must be communicated in writing as soon as possible.

6. Care and Access

Trustee will exercise the same care and respect for the Deposited Items as it does for comparable items within its custody and control. Trustee will attempt to honor and uphold mutually agreed

upon Tribal preferences as detailed in the Preferences for Care document (**Exhibit _**) for the care and storage of the Depositor's Items, in good faith and to the best of its ability.

Evidence of damage to Depositor's Items discovered by the Trustee will be reported promptly to the Depositor. Trustee will not alter, clean nor repair the Depositor's Items without prior express written permission of the Depositor or except when the safety of the Depositor's Items makes such action imperative.

Trustee will not provide access to the Deposited Items to any person or entity unless authorized by the Depositor. The Items will only be returned to the Depositor or authorized agent. Notice of an authorized agent must be made in writing to the Trustee prior to releasing the Items.

The Depositor does not authorize the use of the Depositor's items for any purpose including research or teaching.

7. Insurance and Loss

During the period of this Agreement, Depositor's Items will be covered by the same insurance policy that covers Trustee's property. This insurance policy will cover Depositor's Items against risks of physical loss or damage from external causes, subject to exclusions of loss or damage due to such causes as wear and tear, gradual deterioration, moths, vermin, inherent vice, war, invasion, hostilities, insurrections, nuclear reaction or radiation, confiscation by order of any government or public authority, risk of contraband or illegal transportation and/or trade, and any repairing, restoration or retouching authorized by the Depositor. Trustee does not provide any additional or special insurance for Depositor's Items.

If the Depositor chooses to maintain additional insurance coverage for Depositor's Items, Trustee must be supplied with a certificate of insurance naming Trustee as an additional insured or waiving subrogation.

In the event of damage to Depositor's Items from external causes, the insurance policy will be the only payment for damage; Depositor agrees that Trustee will not otherwise be liable for any loss or damage to the Deposited Items.

8. Costs

All costs associated with the custody and care of the Depositor's Items will be born by the Trustee.

9. Communication and Notices

For purposes of communication and notices the following information will be used by the Parties. The Parties agree to notify each other of any changes to this information.

Depositor:

[CAMPUS LETTERHEAD]

[FILL IN NAME, ADDRESS, EMAIL, PHONE ...]

Trustee:

[FILL IN NAME, ADDRESS, EMAIL, PHONE ...]

10. Duration

Agreement shall begin on _____ and end _____ (not to exceed one year).

The agreement will be reviewed for renewal annually on _____. Trustee will provide 60 days notice to the Depositor prior to the renewal date. Depositor will respond within 30 days of receipt of the renewal notice. If the Depositor does not respond or chooses to waive the annual review, the agreement will renew automatically.

11. Termination

The Depositor retains the right to end this agreement at any time. Trustee will return physical custody of the Depositor's Items within 30 days of the notification of termination of the agreement to allow for culturally appropriate logistical support for proper transfer of physical custody.

If Trustee is no longer able to properly house the Depositor's Items, Trustee will notify the Depositor immediately to request consultation about future physical custody arrangements.

Signatures:

Deposited By: Date:

[TRIBAL DESIGNEE]

[TITLE]

[TRIBE]

Received By: Date: _

Repatriation of human remains or associated funerary objects

Step 1: Compile an itemized list.	Step 2: Initiate consultation.	Step 3: Consult.	Step 4: Complete an inventory.
<ul style="list-style-type: none"> • The number of individuals and associated funerary objects • The geographical location • The acquisition history • Other information to identify lineal descendants or cultural affiliation • Presence of any hazardous substance treatment 	<ul style="list-style-type: none"> • Any lineal descendant • Any Indian Tribe or NHO with potential cultural affiliation • Include itemized list, names of all consulting parties, and proposed timeline and method for consultation 	<ul style="list-style-type: none"> • Respond to any consulting party • Address identification of lineal descendants, Indian Tribes or NHOs with cultural affiliation, types of associated funerary objects, and duty of care • Make a record of consultation 	<ul style="list-style-type: none"> • Consulting parties and dates • Itemized list, updated • For each entry, a determination: <ul style="list-style-type: none"> • Lineal descendant • Clearly identified cultural affiliation • Reasonably identified cultural affiliation • None of the above <p>! Send to consulting parties and National NAGPRA !</p>
43 CFR 10.10(a)	43 CFR 10.10(b)	43 CFR 10.10(c)	43 CFR 10.10(d)(1)

Six months after Step 4 Step 5: Submit a Notice.	Any time after Step 5 Step 6: Receive and consider requests.	90 days after Step 6 Step 7: Respond to requests.	90 days after Step 7 Step 8: Repatriation.
<ul style="list-style-type: none"> • Abstract of information in itemized list • Determination in inventory • Total number of individuals associated funerary objects • Contact information to submit requests <p>! Send to consulting parties and National NAGPRA !</p>	<ul style="list-style-type: none"> • Joint request is a single request • Criteria for a request is EITHER: <ul style="list-style-type: none"> • Requestor is identified in the notice OR • Requestor shows lineal descent or cultural affiliation - preponderance of the evidence 	<ul style="list-style-type: none"> • Written response to requestor and any other party in notice • ONE of following: <ul style="list-style-type: none"> • Meets the criteria • Does not meet the criteria and request more information • Competing requests received 	<ul style="list-style-type: none"> • Written statement relinquishes possession or control to requestor(s) • After statement, consult on and document physical transfer and protect sensitive information <p>! Send to requestor(s) and National NAGPRA !</p>
43 CFR 10.10(e)	43 CFR 10.10(f)	43 CFR 10.10(g)	43 CFR 10.10(h)

Repatriation of human remains or associated funerary objects

1

Compile an itemized list.

- The number of individuals and associated funerary objects
- The geographical location
- The acquisition history
- Other information on lineal descendants or cultural affiliation
- Presence of any hazardous substance treatment

43 CFR 10.10(a)

2

Initiate consultation.

- Any lineal descendant
- Any Indian Tribe or NHO with potential cultural affiliation
- Include itemized list, names of all consulting parties, and proposed timeline and method for consultation

43 CFR 10.10(b)

3

Consult.

- Respond to any consulting party
- Address identification of
 - lineal descendants,
 - Indian Tribes or NHOs with cultural affiliation,
 - types of associated funerary objects, and
 - duty of care
- Make a record of consultation

43 CFR 10.10(c)

4

Complete an inventory.

- Consulting parties and dates
- Itemized list, updated
- For each entry, a determination:
 - Lineal descendant
 - Clearly identified cultural affiliation
 - Reasonably identified cultural affiliation
 - None of the above



Send to consulting parties and National NAGPRA

43 CFR 10.10(d)(1)

National NAGPRA Program

Updated 1/17/2025

Steps 1 through 4



Repatriation of human remains or associated funerary objects

Museums or Federal agencies must complete steps 1 through 4 and submit an inventory to all consulting parties and the National NAGPRA Program (nagpra_info@nps.gov) by a deadline.

If a museum or Federal agency...	An inventory must be submitted...
Acquires possession or control* (including transfer of a holding or collection previously included in an inventory)***	2 years
Locates previously lost or unknown*	2 years
Receives Federal funds for the first time*	5 years
Previously submitted an inventory but did not publish a notice of inventory completion by January 12, 2024**	January 10, 2029

* 43 CFR 10.10(d)(2)

** 43 CFR 10.10(d)(3)

*** 43 CFR 10.10(d)(4)

Museum Extensions: Any museum may request an extension if it has made a good faith effort but is unable to meet the deadline. A request must be submitted BEFORE the deadline and must include:

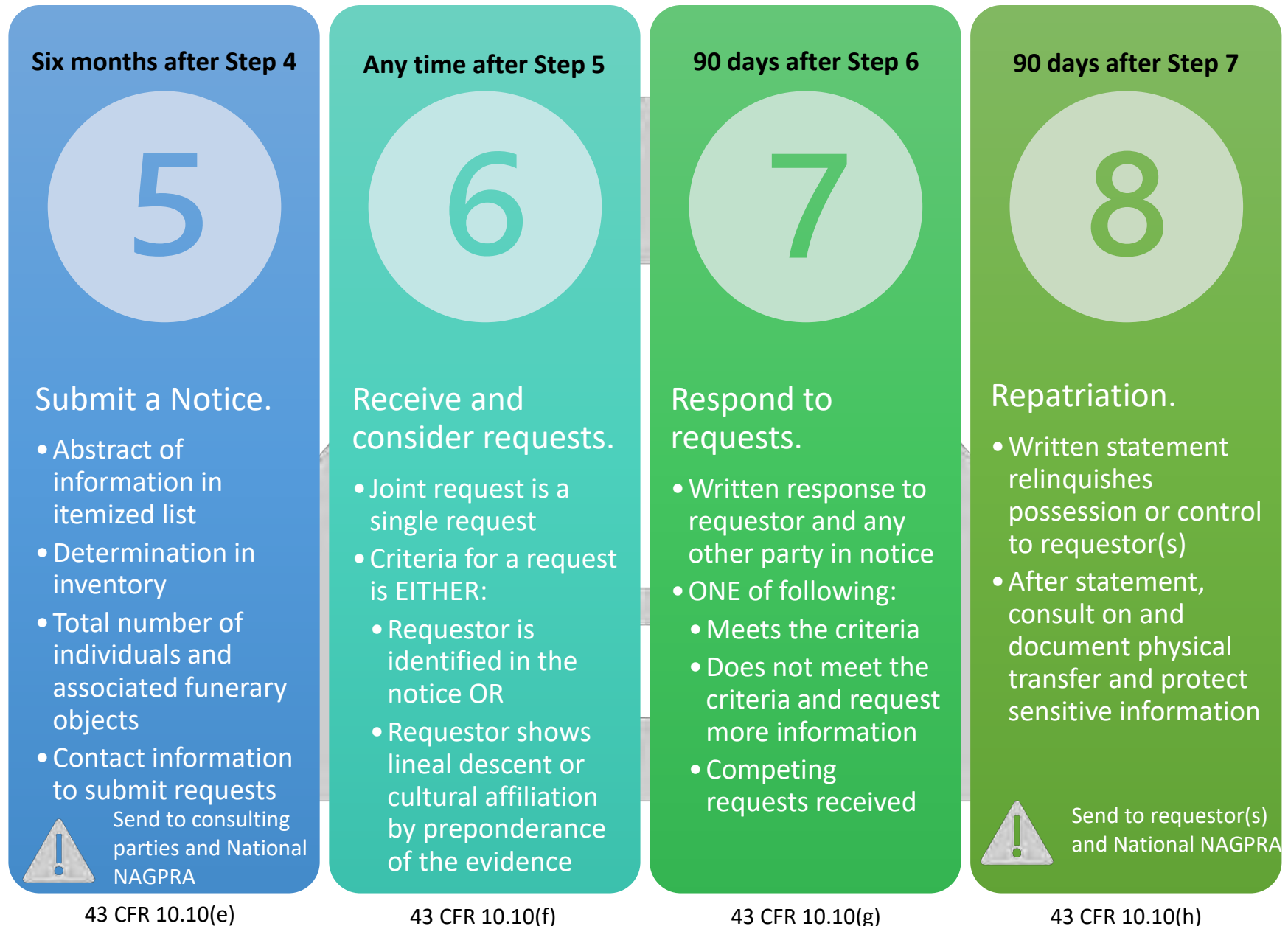
- Information showing the initiation of consultation;
- Names of all consulting parties and consent to the extension from a majority of consulting parties;
- Estimated number of human remains and associated funerary objects; and
- Written plan for completing or updating the inventory, including:
 - Specific steps required,
 - Schedule for completing each step and estimated date,
 - People responsible for each step, and
 - Proposal to obtain requisite funding.

See 43 CFR 10.10(d)(5)

Deadline to Complete/Update an Inventory

National NAGPRA Program
Updated 1/17/2025

Repatriation of human remains or associated funerary objects



Steps 5 through 8

National NAGPRA Program
Updated 1/17/2025

Repatriation of human remains or associated funerary objects

Steps to Repatriation	Shorter Timeline (42 days)	Longer Timeline (~3 years)
Receive a new collection.	Day 1	Day 1
Step 1: Compile an itemized list.	Day 2	Day 365
Step 2: Initiate consultation.	Day 3	Day 366
Step 3: Consult.	Day 4*	Day 367*
Step 4: Complete an inventory.	Day 5	Day 730 NLT 2 years after Day 1
Step 5: Submit a notice.	Day 6	Day 912 NLT 6 months after Step 4
Publication of notice in Federal Register.	Day 11** (min. 5 days after submission)	Day 942** (max. 30 days after submission)
Step 6: Receive and consider requests.	Day 12*	Day 943*
Step 7: Respond to requests.	Day 42 NET 30 days after publication	Day 1,033 NLT 90 days after Step 6
Step 8: Repatriation.	Day 42	Day 1,123 NLT 90 days after Step 7

NET=No earlier than

NLT=No later than

* Step 3 and Step 6 depend on actions by lineal descendants, Indian Tribes, or NHOs. In both timelines, we assumed one day for Step 3 and Step 6 but both steps will likely take longer.

** Publication of a notice in the Federal Register takes, at minimum, 5 days and, at maximum, 30 days based on current (Dec. 2024) review requirements. This timeline is subject to change and does not include additional time if a notice submission must be returned for corrections. See 43 CFR 10.10(e)(3).

Timelines for Repatriation

National NAGPRA Program
Updated 1/17/2025

Repatriation of other cultural items

Step 1: Compile a summary.	Deadlines for compiling a summary.	30 days after Step 1 Step 2: Initiate consultation.	Step 3: Consult.
<ul style="list-style-type: none"> Estimated number and general description The geographical location (provenience) The acquisition history (provenance) Other information and presence of hazardous substance treatment <p>! Send to National NAGPRA !</p>	<ul style="list-style-type: none"> 6 months after acquiring or locating cultural items 6 months after transfer of a holding or collection previously included in a summary 3 years after receiving Federal funds 	<ul style="list-style-type: none"> Any lineal descendant Any Indian Tribe or NHO with potential cultural affiliation Include summary, names of all consulting parties, and proposed timeline and method for consultation 	<ul style="list-style-type: none"> Respond to any consulting party Address identification of lineal descendants, Indian Tribes or NHOs with cultural affiliation, types of objects that might be cultural items, and duty of care Make a record of consultation
43 CFR 10.9(a)(1)	43 CFR 10.9(a)(2)-(3)	43 CFR 10.9(b)	43 CFR 10.9(c)

Step 4: Receive and consider requests.	90 days after Step 4 Step 5: Respond to requests.	30 days after Step 5 Step 6: Submit a Notice.	90 days after Step 6 Step 7: Repatriation
<ul style="list-style-type: none"> Joint request is a single request Criteria for a request: <ul style="list-style-type: none"> Meets definition of a cultural item Requestor is culturally affiliated Information shows no right of possession 	<ul style="list-style-type: none"> Written response to requestor and any consulting party ONE of following: <ul style="list-style-type: none"> Meets the criteria Does not meet criteria - more information Meets criteria -assert right of possession Competing request 	<ul style="list-style-type: none"> Abstract of information in summary Total number and brief description Requestor Contact information for additional requests <p>! Send to requestor(s), consulting parties, and National NAGPRA !</p>	<ul style="list-style-type: none"> Written statement relinquishes possession or control to requestor(s) After statement, consult on and document physical transfer and protect sensitive information <p>! Send to requestor(s) and National NAGPRA !</p>
43 CFR 10.9(d)	43 CFR 10.9(e)	43 CFR 10.9(f)	43 CFR 10.9(g)

Repatriation of other cultural items

1

Compile a summary.

- Estimated number and description
- The geographical location (provenience)
- The acquisition history (provenance)
- Other information/presence of hazardous substance



Send to National
NAGPRA

43 CFR 10.9(a)(1)



Deadlines for compiling a summary.

- 6 months after acquiring or locating cultural items
- 6 months after transfer of a holding or collection previously included in a summary
- 3 years after receiving Federal funds

43 CFR 10.9(a)(2)-(3)

30 days after Step 1

2

Initiate consultation.

- Any lineal descendant
- Any Indian Tribe or NHO with potential cultural affiliation
- Include summary, names of all consulting parties, and proposed timeline and method for consultation

43 CFR 10.9(b)

3

Consult.

- Respond to any consulting party
- Address identification of lineal descendants, Indian Tribes or NHOs with cultural affiliation, types of objects that might be cultural items, and duty of care
- Make a record of consultation

43 CFR 10.9(c)

Steps 1 through 3 and Deadlines to Compile a Summary

National NAGPRA Program
Updated 1/17/2025

Repatriation of other cultural items

4

Receive and consider requests.

- Joint request is a single request
- Criteria for a request:
 - Meets definition of a cultural item
 - Requestor is culturally affiliated
 - Information shows no right of possession

43 CFR 10.9(d)

90 days after Step 4

5

Respond to requests.

- Written response to requestor and any consulting party
- ONE of following:
 - Meets the criteria
 - Does not meet criteria - more information
 - Meets criteria - assert right of possession
- Competing request

43 CFR 10.9(e)

30 days after Step 5

6

Submit a Notice.

- Abstract of information in summary
- Total number and brief description
- Requestor
- Contact information for additional requests



Send to requestor(s), consulting parties & National NAGPRA

43 CFR 10.9(f)

90 days after Step 6

7

Repatriation.

- Written statement relinquishes possession or control to requestor(s)
- After statement, consult on and document physical transfer and protect sensitive information



Send to requestor(s) and National NAGPRA

43 CFR 10.9(g)

Steps 4 through 7

National NAGPRA Program
Updated 1/17/2025

Repatriation of other cultural items

Steps to Repatriation	Shorter Timeline (42 days)	Longer Timeline (15 months)
Receive a new collection.	Day 1	Day 1
Step 1: Compile a summary.	Day 2	Day 182 NLT 6 months after Day 1
Step 2: Initiate consultation.	Day 3	Day 212 NLT 30 days after Step 1
Step 3: Consult.	Day 4*	Day 213*
Step 4: Receive and consider requests.	Day 5*	Day 214*
Step 5: Respond to requests.	Day 6	Day 304 NLT 90 days after Step 4
Step 6: Submit a notice.	Day 7	Day 334 NLT 30 days after Step 5
Publication of notice in Federal Register.	Day 12** (min. 5 days after submission)	Day 364** (max. 30 days after submission)
Step 7: Repatriation.	Day 42 NET 30 days after publication	Day 454 NLT 90 days after publication

NET=No earlier than

NLT=No later than

* Step 3 and Step 4 depend on actions by lineal descendants, Indian Tribes, or NHOs. In both timelines, we assumed one day for Step 3 and Step 4 but both steps will likely take longer.

** Publication of a notice in the Federal Register takes, at minimum, 5 days and, at maximum, 30 days based on current (Dec. 2024) review requirements. This timeline is subject to change and does not include additional time if a notice submission must be returned for corrections. See 43 CFR 10.9(f)(3).

Timelines for Repatriation

National NAGPRA Program
Updated 1/17/2025

XII. 6_Campus Search and Survey Process Guideline

Campus Search and Survey Process

1.0 Intent: Campus searches intend to:

- 1.1 Systematically search for all of the Native American human remains and cultural items that are in the possession or control of a campus, but are undocumented or believed to be missing;
- 1.2 Log and report any Native American human remains and cultural items that are found;
- 1.3 Comply with federal and state repatriation laws for reporting any newly discovered Native American human remains or cultural items;
- 1.4 Include Tribes in the planning and reporting process for this search.

2.0 History of Prior Searches and Identification of High-Risk Areas

2.1 Record brief histories of the prior searches that have been conducted and any outcomes of those searches;

2.2 Identify any physical spaces, departments, and programs on campus or off campus (such as extensions) that should be considered in the search process;

Ex. Bone boxes, human remains that do not have a documented history of consent from the originating individual, biological samples from Native Americans that are being used in ways that are inconsistent with the original consent forms (ex. Blood or DNA samples), satellite campuses where Anthropology classes may have been taught, etc.

3.0 Prohibit Uses of Human Remains and Potential Cultural Items

3.1 Uphold *Duty of Care* (NAGPRA 43 CFR 10.1(d)) and prohibit the use of human remains and potential cultural items pending response to surveys and review (See Reporting and Review Section)

4.0 Survey Questionnaires and Anonymous Reporting

4.1 Develop a standardized survey questionnaire, in consultation with Tribes, that will be circulated to all Faculty and Staff;

4.2 Ask about the presence/absence of human remains (in any state of completeness or decomposition) or Native American objects that may be cultural items¹;

4.3 Inquire as to details about the origin of the human remains or Native American objects that may be cultural items;

4.4 Provide a process for anonymously reporting suspected Native American human remains or potential cultural items;

4.5 Positive questionnaires or anonymous reporting will be logged and reviewed, as described in the section on Logging & Review.

5.0 Physical Searches, Literature Searches, and Missing Cultural Item Searches

¹ Native American objects will be reviewed to determine if they are cultural items.

Campus Search and Survey Process

5.1 Identify locations that should be physically searched, such as Anthropology classrooms, labs, dentistry classrooms, biology classrooms, life sciences classrooms, exhibit spaces, etc.;

5.2 Identify literature that should be reviewed, such as loan records, carbon dating records, obsidian hydration records, publications from accessions that have missing items, field schools (so that students can be sent questionnaires and offered the chance to return cultural items or Native American human remains, since it was often common for students, faculty, and staff to keep some of the items or human remains that were excavated);

5.3 Review lists of missing cultural items and identify potential locations to look for those cultural items;

5.4 Log the progress (i.e., what has been checked, what remains to be checked) and results of the physical searches, literature searches, and missing item searches so that it is clear when this process is complete;

5.5 Positive finds will be logged and reviewed, as described in the section on logging and review;

6.0 Logging, Reporting, Review, and Identification of Potential Human Remains or Cultural Items

6.1 Identify the individual who is responsible for maintaining documentation on discovered or recovered potential Native American human remains or cultural items and timely notification of affiliated or potentially affiliated Tribes;

6.2 Identify a secure and respectful space for temporary storage of discovered or recovered potential Native American human remains or cultural items;

6.3 Develop process for and conduct initial screening of whether human remains are potentially Native American or Native American objects are potentially cultural items, including review and concurrence by affiliated or potentially affiliated Tribes;

6.4 Process for Tribal consultation for review and concurrence on the identification of Native American human remains or cultural items;

6.5 Documentation of identification decisions;

6.6 Referral of identified cultural items and human remains to the campus for repatriation;

6.7 Regular reports to Campus Committees and reports made available to Tribes upon request.

7.0 Timeline and Next Steps

7.1 Timeline for completion of surveys;

7.2 Timeline for completion of physical searches;

7.3 Timeline for completion of literature searches;

7.4 Next Steps for continued reporting and additional searches and process improvements, once the initial surveys, physical searches, and literature searches are completed.

XII. 7_Sample Campus Department-Unit Self-Assessment

[CAMPUS LETTERHEAD]

*[CAMPUS] Department/Unit Self-Assessment of Native American Origin
Collections*

Report Due Date:

Department/Unit	Head of Department/Unit

Instructions

Please perform a physical inspection of all department/unit spaces both on and off campus (such as satellite campus buildings) which must include any classrooms, labs, storage rooms, conference rooms, and the closets, cabinets, and drawers within those spaces and report any human remains and potential Native American cultural objects on the form below. Also work with your department’s faculty and staff to ensure that any human remains or Native American cultural objects held in their office spaces are reported on this self-assessment. Please address any concerns about access to space or related issues to [PRESIDENT’S NAGPRA DESIGNEE NAME, TITLE, PHONE, EMAIL].

Human remains include any physical remains of a person such as bones, teeth, soft tissue samples, hair samples, DNA, and ashes. This also includes articulated skeletons that may be used for teaching. Casts of human remains should also be reported. Some examples of Native American cultural objects are pottery, textiles (i.e. clothing), basketry, stone tools, stone ornaments, bone tools, bone ornaments, shell tools, shell ornaments, glassware, metal objects, artifacts, etc. Any items that are known to originate

from archaeological sites should also be reported. Identification of human remains and Native American cultural objects may not be obvious; therefore, report anything that is questionable and requires the campus NAGPRA Coordinator’s assistance for identification.

Submit the completed report to our campus NAGPRA Coordinator [NAME, PHONE, EMAIL], and copy to [PRESIDENT’S NAGPRA DESIGNEE NAME, PHONE, EMAIL] by [DUE DATE].

Self-Assessment:

1. Please list the spaces on campus under the department/unit control that were physically inspected (i.e., room numbers, building spaces, etc.), the date the space was inspected, who inspected the space, and any relevant notes. Please attach additional pages if more space is needed.

Space Inspected	Date of Inspection	Name of Inspector	Notes

2. Following a physical inspection of the spaces (check one)

☐ I certify there are no human remains or objects in these spaces.

☐ I have located human remains or objects **OR** I am unable to readily identify the human remains or objects located in the spaces and need further assistance. Prepare and attach an itemized list based on visual inspections and gather existing documentation or information about the human remains and/or objects. Do not take photographs or handle the remains or objects. Instead provide written descriptions.

3. Do you control or share spaces/facilities that are off campus/off site?

☐ Yes

☐ No

4. If yes, please list the spaces/facilities that are off campus/off site that were physically inspected (i.e., room numbers, building spaces, etc.), the date the space was inspected, who inspected the space, and any relevant notes. Please attach additional pages if more space is needed.

Space Inspected	Date of Inspection	Name of Inspector	Notes

5. Following a physical inspection of the off-campus/off-site locations, (check one)

☐ I certify there are no human remains or objects in these spaces/facilities.

☐ I have located human remains or objects **OR** I am unable to readily identify the human remains

or objects located in the spaces/facilities and need further assistance. Prepare and attach a list based on visual inspections and gather any documentation or information about the human remains and/or objects. Do not take photographs or handle the remains or objects. Instead provide written descriptions.

6. If you responded that there are human remains or objects in your department/unit spaces or facilities on or off campus, please answer the following questions to help the NAGPRA team with follow ups:

- a. Approximate number of human remains or objects (DO NOT handle the remains or objects to provide an exact number, estimates are fine, as are more broad assessments such as number of boxes, drawers, cabinets, etc.):

- b. Do you know if the campus is the legal owner of the human remains or objects?

- c. If the campus is not the legal owner,

- i. Who is the legal owner?

- ii. What is the nature of the campus's possession of the human remains or objects (e.g., loaned, held in trust, MOA with government agency, unknown)?

iii. Is the current space where the human remains or objects are stored secure?

--

iv. Please list the individuals with access to the human remains or objects:

--

v. Please attach an itemized list and any additional information from department/unit records.

7. Check One:

☐ I, the report preparer/submitter, attest that our department/unit has **NO** human remains or objects of Native American origin. This is a full and true accounting to the best of my knowledge after thorough physical inspection of the spaces listed above.

☐ Our department/unit does **OR** may have human remains or objects of Native American origin. I, the report preparer/submitter, attest that this is a full and true accounting to the best of my knowledge after thorough physical inspection of the spaces listed above.

Name and Title	Email / Phone	Date

XII. 8_CSU Chancellor Memorandum on Prohibition of Use of Native American Items

THE CALIFORNIA STATE UNIVERSITY OFFICE OF THE CHANCELLOR



BAKERSFIELD

March 18, 2024

CHANNEL ISLANDS

CHICO

MEMORANDUM

DOMINGUEZ HILLS

TO: University Presidents

EAST BAY

FROM: Mildred García, Ed.D.
Chancellor

FRESNO

FULLERTON

SUBJECT: Prohibition on Native American Ancestral Remains and Cultural Items in Teaching, Research and Display

HUMBOLDT

LONG BEACH

At the California State University's January 2024 Board of Trustees meeting, the importance and urgency of complying with the state and federal Native American Graves Protection and Repatriation Acts (NAGPRA and CalNAGPRA) was emphasized. Simply put, each university must understand that ancestral remains and cultural items do not belong in university collections without the permission of the Tribes and lineal descendants. For too long, repatriation of ancestral remains and cultural items has been delayed for the sake of teaching, research and exhibition. **Your immediate attention and cooperation to ensure the prohibition of the use of any ancestral remains or cultural items that are in your university's collection in teaching, research or on display is critical and is required to meet state and federal legal requirements.**

LOS ANGELES

MARITIME ACADEMY

MONTEREY BAY

NORTHRIDGE

POMONA

To accelerate repatriation, three additional laws were enacted in response to non-compliance: CalNAGPRA (2001), AB 275 (2020) and AB 389 (2023). AB 389 was enacted by the state legislature to specifically address the CSU. Furthermore, new federal regulations were enacted in January 2024.

SACRAMENTO

SAN BERNARDINO

AB 389 and the new federal regulations place an additional emphasis on prohibiting the use of ancestral remains or cultural items that are in a university's collection in teaching, research or on display. State law and federal regulations now explicitly include:

SAN DIEGO

SAN FRANCISCO

California State Health and Safety Code Section 8028.7 (as amended by AB 389): "Prohibit the use of any Native American human remains or cultural items for purposes of teaching or research at the California State University while in the possession of a California State University campus or museum."

SAN JOSÉ

SAN LUIS OBISPO

SAN MARCOS

Federal Regulations (88 FR 86518): Duty of Care [10.1.d(3)]: Universities must "Obtain free, prior, and informed consent from lineal descendants, Indian Tribes, or Native Hawaiian organizations prior to allowing any exhibition of, access to, or research on human remains or cultural items. Research includes, but is not limited to, any study,

SONOMA

STANISLAUS

analysis, examination, or other means of acquiring or preserving information about human remains or cultural items. Research of any kind on human remains or cultural items is not required by the Act or these regulations.”

Each university must adhere to these laws and follow the necessary requirements as mandated. These laws and regulations clearly disallow the continued use and display of collections and items that have not been processed through the legal repatriation requirements set forth by NAGPRA and CalNAGPRA. This includes a prohibition on using items that have yet to be repatriated in teaching and research.

Our universities must continue to make every effort to identify collections and items on- and off-campus and include them in the state and federally required inventories, summaries and federal notices, and also to consult with all potentially affiliated Tribes. Ancestral remains and cultural items on exhibit must be removed or covered where it is until consultation and directive are provided by the Tribes. Loaned or borrowed ancestral remains and cultural items must be identified for recall or return. This includes material that has been sampled and analyzed.

The future CSU systemwide policy will formally address many of these issues, but we must ensure compliance *now*. We have much work ahead of us to develop, repair and strengthen trust with Tribes. To this end, I also strongly implore each university to also consult with Tribes prior to use, disbursement, or display of potentially sensitive information. This includes but is not limited to images, renderings, and reproductions of ancestral remains and cultural items that are or have been in a university’s collection. **The best practice is not to make assumptions and to consult with the associated Tribe(s) before any use is considered.**

The Chancellor’s Office has many resources available to each university, including trainings, workshops, monthly meetings and systemwide support. I expect each university’s leaders and staff to take advantage of these resources in order to achieve federal NAGPRA and CalNAGPRA compliance. Support from the Chancellor’s Office includes:

- Direct support from Chancellor’s Office NAGPRA staff.
- Access to the new CSU Learn NAGPRA bundle.
- Past and future NAGPRA workshops and trainings.
- Improved CSU NAGPRA website.
- Regular CSU NAGRPA Coordinators meetings.
- Regular CSU President Designee meetings.

Please contact Nathan Dietrich, Assistant Vice Chancellor, at (916) 449-3544 and ndietrich@calstate.edu or Adriane Tafoya, CalNAGPRA Project Manager, at (916) 449-3558 and atafoya@calstate.edu, with questions about this matter.

XII. 9_CSU Held-in-Trust Agreement Template

[CAMPUS LETTERHEAD]

Held-in-Trust Agreement

1. Parties

This Agreement is entered into between _____ [TRIBAL ENTITY], the “Depositor”, and the Board of Trustees of the California State University through its campus, CSUX, the “Trustee” (collectively, “The Parties”).

2. Purpose

Native American Tribes and lineal descendants with legal rights to the control of their cultural heritage extending to the control of human remains and/or funerary objects, objects of cultural patrimony or sacred objects may need facilities for safe, short-term storage of these collections.

This Agreement supports the deposit of human remains and/or funerary objects, objects of cultural patrimony or sacred objects with the Trustee to be held in Trust for the benefit of the Depositor for the purpose of maintaining physical custody and care for them as agreed to by the Parties below.

3. Factual Background

- a. In compliance with the Native American Graves Protection and Repatriation Act, CSUX engaged in meaningful consultation to repatriate and restore [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] to [_____] lineal descendants, Indian Tribes or Native Hawaiian organizations with cultural affiliation.
- b. A determination was made that legal rights to control [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] belongs to [TRIBAL ENTITY].
- c. On [DATE], CSUX and [TRIBAL ENTITY] executed a Transfer of Control which is attached as **Exhibit** ____.
- d. [TRIBAL ENTITY] has requested that CSUX maintain temporary physical custody of the [ANCESTORS/ASSOCIATED FUNERARY OBJECTS/UNASSOCIATED FUNERARY OBJECTS/SACRED OBJECTS/OBJECTS OF CULTURAL PATRIMONY] as Trustee.

4. Scope

The Parties agree that Trustee will maintain physical custody of the Deposited Items. Trustee will store and care for the Depositor's Items according to requested Tribal preferences expressed through consultation and document in this Agreement. This Agreement governs the duration and conditions during the period in which the Depositor's Items are being stored and cared for by the Trustee.

5. Definitions

For this Agreement the following terms are defined:

- a. "Agreement" means this document along with the following attachments, which are incorporated by reference into this document:
 - ☐ Transfer of Control: **Exhibit** ____
 - ☐ Preferences of Care: **Exhibit** ____
 - ☐ Other: Specify here: **Exhibit** ____ **[IDENTIFY EACH INDIVIDUALLY]**
- b. "Depositor" means the delegated representative of the Tribe or Native Hawaiian organization, or delegated representative(s) of the consortium where objects are in the control of more than one Tribe or Native Hawaiian organization or lineal descendant. The Depositor has the legal authority as an agent or representative of the Tribe or Native Hawaiian organization, or consortium of, to negotiate, authorize and notify Trustee of changes to care and physical transfer arrangements, and to submit notification of intent to renew or terminate the Agreement.
"Depositor's Items" means items listed on the [FULL DESCRIPTION AND/OR ATTACH AN EXHIBIT THAT STATES THIS].
- c. "Trustee" means the Board of Trustees of the California State University through its university, CSUX and [IDENTIFY AUTHORIZED OFFICE OR DEPARTMENT AT UNIVERSITY].

Legal Control and Physical Custody

The legal right to control the Depositor's Items, commonly known as ownership or title, remain permanently with the Depositor. In the event that the Depositor's Items are in the control of more than one Tribal entity, all those in control are required to sign this Agreement or expressly authorize Depositor to sign. By signing, Depositor represents that they have full authority and legal rights to make this deposit and enter into this Agreement. Any changes in the legal rights of the Parties must be communicated in writing as soon as possible.

6. Care and Access

Trustee will exercise the same care and respect for the Deposited Items as it does for comparable items within its custody and control. Trustee will attempt to honor and uphold mutually agreed

upon Tribal preferences as detailed in the Preferences for Care document (**Exhibit _**) for the care and storage of the Depositor's Items, in good faith and to the best of its ability.

Evidence of damage to Depositor's Items discovered by the Trustee will be reported promptly to the Depositor. Trustee will not alter, clean nor repair the Depositor's Items without prior express written permission of the Depositor or except when the safety of the Depositor's Items makes such action imperative.

Trustee will not provide access to the Deposited Items to any person or entity unless authorized by the Depositor. The Items will only be returned to the Depositor or authorized agent. Notice of an authorized agent must be made in writing to the Trustee prior to releasing the Items.

The Depositor does not authorize the use of the Depositor's items for any purpose including research or teaching.

7. Insurance and Loss

During the period of this Agreement, Depositor's Items will be covered by the same insurance policy that covers Trustee's property. This insurance policy will cover Depositor's Items against risks of physical loss or damage from external causes, subject to exclusions of loss or damage due to such causes as wear and tear, gradual deterioration, moths, vermin, inherent vice, war, invasion, hostilities, insurrections, nuclear reaction or radiation, confiscation by order of any government or public authority, risk of contraband or illegal transportation and/or trade, and any repairing, restoration or retouching authorized by the Depositor. Trustee does not provide any additional or special insurance for Depositor's Items.

If the Depositor chooses to maintain additional insurance coverage for Depositor's Items, Trustee must be supplied with a certificate of insurance naming Trustee as an additional insured or waiving subrogation.

In the event of damage to Depositor's Items from external causes, the insurance policy will be the only payment for damage; Depositor agrees that Trustee will not otherwise be liable for any loss or damage to the Deposited Items.

8. Costs

All costs associated with the custody and care of the Depositor's Items will be born by the Trustee.

9. Communication and Notices

For purposes of communication and notices the following information will be used by the Parties. The Parties agree to notify each other of any changes to this information.

Depositor:

[CAMPUS LETTERHEAD]

[FILL IN NAME, ADDRESS, EMAIL, PHONE ...]

Trustee:

[FILL IN NAME, ADDRESS, EMAIL, PHONE ...]

10. Duration

Agreement shall begin on _____ and end _____ (not to exceed one year).

The agreement will be reviewed for renewal annually on _____. Trustee will provide 60 days notice to the Depositor prior to the renewal date. Depositor will respond within 30 days of receipt of the renewal notice. If the Depositor does not respond or chooses to waive the annual review, the agreement will renew automatically.

11. Termination

The Depositor retains the right to end this agreement at any time. Trustee will return physical custody of the Depositor's Items within 30 days of the notification of termination of the agreement to allow for culturally appropriate logistical support for proper transfer of physical custody.

If Trustee is no longer able to properly house the Depositor's Items, Trustee will notify the Depositor immediately to request consultation about future physical custody arrangements.

Signatures:

Deposited By: Date:

[TRIBAL DESIGNEE]

[TITLE]

[TRIBE]

Received By: Date: _

XII. 10_CSU Policy Working Group Members

CSU Systemwide Policy Working Group Members

- Courtney Ann Coyle, Attorney at Law, Tribal Attorney
- Samantha Cypret, Executive Director, CSU Office of Tribal Relations, Chancellor's Office
- Desiree Martinez, Tribal Relations and NAGPRA/CalNAGPRA Director, Cal Poly Pomona
- Melodi McAdams, Tribal Heritage Manager, United Auburn Indian Community of the Auburn Rancheria
- Buffy McQuillen, THPO NAGPRA, Federated Indians of Graton Rancheria
- Mario Pallari, NAHC Staff Attorney
- Rachel McBride-Praetorius, Director of Tribal Relations, CSU Chico
- Adriane Tafoya, Senior Manager, Tribal Relations, CSU Systemwide NAGPRA Coordinator, Office of Tribal Relations, Chancellor's Office