GUIDANCE FOR CONSULTATION AND ENGAGEMENT
with the
HALIWA-SAPONI INDIAN TRIBE

This guidance document is designed to provide general information to any person or entity that desires to initiate meaningful government-to-government consultation or engagement with the Tribe.

1. First Point of Contact. The Tribal Historic Preservation Office ("THPO") is designated by the Tribal Council of the Haliwa-Saponi Indian Tribe as the first point of contact for consultation and engagement. The THPO is the appropriate first point of contact only for meaningful consultation and engagement. The THPO *is not* the appropriate first contact for policy, media, citizenship, or other inquiries. Contact for the THPO is as follows:

By USPS Mail:
Haliwa-Saponi Indian Tribe
ATTN: THPO
PO Box 99
Hollister, NC 27844

By Delivery:
Haliwa-Saponi Indian Tribe
ATTN: THPO
39021 Highway 561
Hollister, NC 27844

By E-Mail:
THPO@haliwa-saponi.gov

2. Decision Making. No individual person, citizen, elected official, or employee of the Tribe, any other tribal nation, nor any other entity or government, has inherent authority by themselves to make any specific representations or otherwise commit the Tribe to any decision, unless having been authorized to do so by an act of the Haliwa-Saponi Tribal Council. In other words, having a conversation with a random person, a tribal citizen, a tribal government official, a tribal government employee, a different Indian tribal nation, an Indian from a different tribal nation, a public government entity or private company, in and of itself shall not in any way bind the Tribe formally or informally, nor constitute any relationship with or for the Tribe, nor does it constitute meaningful consultation or engagement. Any official act or decision of the Tribe must be in writing authorized by the Tribe in accordance with the Tribe's governance processes.

3. Location. While the Tribe's present-day core community includes what is now Halifax, Franklin, Nash and Warren and surrounding counties of the State of North Carolina, there are also other locations that are part of the Tribe's territory or are otherwise of concern to the Tribe beyond our present-day core community. When in doubt, initiate consultation or engagement with the Tribe anyway and we will tell you whether we deem it appropriate for the Tribe to consult or engage.

4. Expectations. "Checking the box" as if consultation or engagement is done after sending correspondence to the Tribe, ***DOES NOT*** constitute meaningful consultation or engagement. Making items available for public or tribal comment periods ***DO NOT*** constitute meaningful consultation or engagement. For consultation or engagement to be *meaningful*, it is the Tribe's expectations that You:

A. **Initiate Early.** A failure on your part to be proactive by contacting the Tribe early and often, does not constitute an emergency on our part. We expect to be contacted at the

beginning, not as an afterthought when plans have progressed. Initiating consultation or engagement at the very beginning will avoid costly delays, timeline issues, and misunderstandings.

B. Initiate Responsibly. Public government agencies have a legal obligation to consult with Indian tribal nations. It is not our job to remind you of that obligation or ask for it. You should assume you have the duty to consult even if you are unsure whether your work will have an impact on the Tribe. Do not rely on others to make that determination for you.

C. Communicate Regularly. Consultation and engagement are not "set it and forget it" processes. We expect that you will maintain regular contact by providing new information and updates the moment new information becomes known or available to you.

D. Provide Clear Information. We expect you give clear, concise and comprehensive consideration to the potential of adverse impacts or other effects of your project or actions on the Tribe. This includes requiring the necessary research or studies to fully ascertain and understand the potential impacts, and providing that information to us.

E. Value Our Time. You should not expect that we provide our time, staff, specialized knowledge or expertise, for free. Just as the time and expertise of the public government or private professionals you are working with are compensated, the time and expertise of our tribal government participants in the consultation or engagement process at any stage, should be compensated.

F. Be Honest and Respectful. The only way to earn our trust is to be truthful, fully transparent and by requiring that others working for you, or with you, do the same. Do not hide information from us, lie to us, or otherwise distort the truth. We also expect that you will respect our decision-making processes.

G. Be Accountable. When we inform you that we have delegated decision-making authority to a specific tribal official or legal counsel on a matter, you are also expected to provide decision makers to consult or engage with them. We also expect that you be held accountable to the agreements made between our decision-makers and your decision-makers. If the process, consideration of an impact, or execution of an agreement falls short of the agreed upon requirements, agencies and proponents should be held accountable through fines or mitigation.

5. Official Tribal Media. Should you have other questions or concerns, please feel free to visit www.haliwa-saponi.gov to learn more, as it is the sole official tribal government website of the Haliwa-Saponi Indian Tribe.