

Cultural Resource Management

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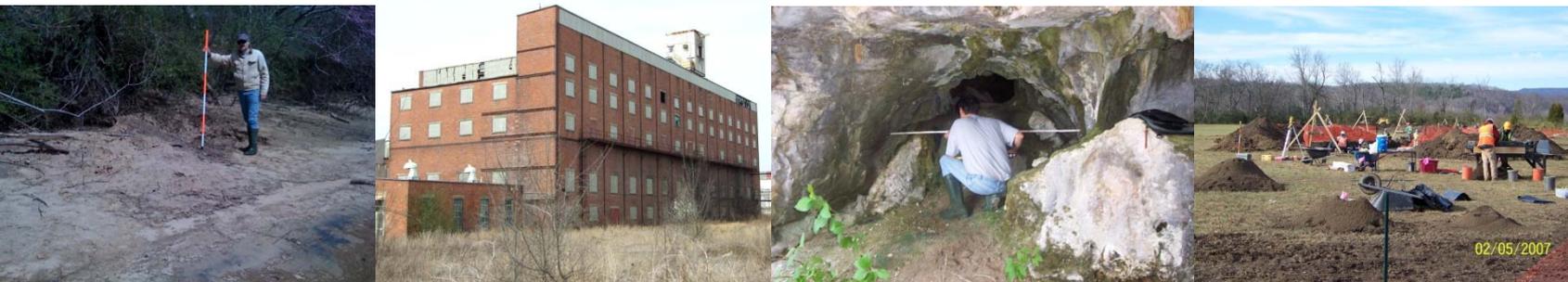


TVA Introduction

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- Cultural resource management is being addressed under the Natural Resource Management Volume.
- As a Federal agency, TVA is obligated to comply with several historic preservation laws.
- Most cultural resource management activities are in response to specific laws and regulations.



The *National Historic Preservation Act* establishes historic preservation as a national policy and directs the Federal government to provide leadership in preserving the historic and cultural environment of the Nation. Preservation is the protection, rehabilitation, restoration, and reconstruction of districts, sites, buildings, structures, and objects significant in American history, architecture, archeology, or engineering. The NHPA authorizes the Secretary of the Interior to expand and maintain a national register of these resources, referred to as the National Register of Historic Places (National Register). Federal agencies are directed to maintain historic properties in ways that consider the preservation of historic, archeological, architectural, and cultural values.



Section 106 of the NHPA requires Federal Agencies, including TVA, to consider the effects of their actions on historic properties and to allow the Advisory Council on Historic Preservation (Council) an opportunity to comment on the action.

Section 110 of the NHPA sets out the broad historic preservation responsibilities of Federal agencies and is intended to ensure that historic preservation is fully integrated into the ongoing programs of all Federal agencies. Federal agencies are responsible for identifying and protecting historic properties and avoiding unnecessary damage to them. Section 110 also charges each Federal agency with the affirmative responsibility for considering projects and programs that further the purposes of the NHPA.

NHPA-Section 106

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What we are doing now:

- Review of TVA projects and undertakings

Additional activities being considered:

- Improved process for implementation of agreements
- Emergency procedures for Section 106 Compliance
- Develop database for Section 106 reviews
- Develop programmatic agreements to improve efficiency

What we are doing now:

- Identification surveys for archaeological sites
- Archaeological site protection
- Maintain historic photo collection
- Maintain agency historic information
- Maintain cemetery database



Additional activities being considered:

- Evaluate and nominate historic properties to the National Register
- Maintenance of TVA Historic Collection
- Development of historic property databases
- Conduct inventory for historic sites and structures
- Increased funding for historic property inventory and protection
- Improve agency planning to incorporate historic properties
- Develop procedures for preservation program
- Develop formal Corporate History Program
- On-line interactive cemetery database
- TVA History and Archaeological Museum



The *Archaeological Resources Protection Act* (ARPA) was enacted to preserve and protect archaeological resources and sites on Federal lands. The purpose of the Act is to secure, for the present and future benefit of the American people, archaeological resources and sites on Federal lands, and to foster increased cooperation and exchange of information between governmental authorities, the professional archaeological community, and private individuals.



What we are doing now:

- Permitting archaeological work on TVA lands
- Criminal violation enforcement
- Two full-time ARPA enforcement officers
- Public outreach – Thousand Eyes
- Archaeological site Protection
- Archaeological survey of TVA lands



Additional activities being considered:

- Increased funding for both criminal and civil enforcement
- Annual budget for shoreline stabilization
- Annual budget for Thousand Eyes
- Additional full-time ARPA Officers
- Full-time ARPA archaeological specialist
- Increased funding for archaeological survey
- Formal monitoring program to evaluate site conditions and violations under ARPA
- Codified regulations to supplement ARPA

The *Native American Graves Protection and Repatriation Act* (NAGPRA) provides for the protection of Native American cultural items, and establishes a process for the authorized removal of human remains, funerary objects, sacred objects, and objects of cultural patrimony from sites located on Federal lands. NAGPRA also explains the transfer of ownership of cultural items to Native American individuals (e.g., direct lineal or cultural descendants), organizations or tribes. It addresses the recovery, treatment, and repatriation of Native American cultural items by Federal agencies and museums.

What we are doing now:

- NAGPRA Inventory
- Consultation with Federally recognized Indian tribes
- Completing Notices of Inventory completion

Additional activities being considered:

- Repatriation of culturally affiliated NAGPRA items acquired prior to 1990
- Assist tribes in receiving grants for cultural affiliation studies
- More frequent consultation meetings with Tribes



Executive Memorandum

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Executive Memorandum – Government to Government Relationships with Native American Tribal Governments (1994) - ensures that the Federal Government operates within a government-to-government relationship with Federally recognized Tribal governments with the intent of building a more effective day-to-day working relationship which respects the rights of self government due to sovereign tribal government.

What we are doing now:

- Established a Native American Liaison



Executive Order 13175

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Executive Order 13175 – Consultation and Coordination with Indian Tribal Governments (2000) - directs federal agencies to establish meaningful consultation and collaboration with tribal officials in the development of federal policies having tribal implications, strengthen the Administration's government-to-government relationship to tribes and to reduce the imposition of unfunded mandates by ensuring that all executive departments and agencies consult with tribes and respect tribal sovereignty as they develop policies on issues that impact Indian communities.



Executive Order 13175

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What we are doing now:

- Established a Native American Liaison
- Conduct formal consultation with Tribal governments
- Formal Consultation meetings every 5 years

Additional activities being considered:

- More frequent formal consultation meetings with Tribes



Executive Order 13287

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Preserve America - establishes federal policy to provide leadership in preserving America's heritage by actively advancing the protection, enhancement, and contemporary use of the historic properties owned by the federal government, and by promoting intergovernmental cooperation and partnerships for the preservation and use of historic properties. The EO directs federal agencies to improve their knowledge about, and management of, historic resources in their care. It also encourages agencies to seek partnerships with State, tribal, and local governments and the private sector to make more efficient and informed use of these resources for economic development and other recognized public benefits.



Executive Order 13287

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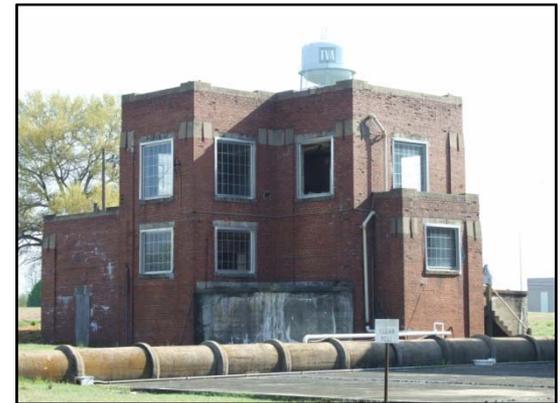
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What we are doing now:

- Established a Senior Policy Official
- Working on partnerships for adaptive re-use of historic buildings on Muscle Shoals Reservation

Additional activities being considered:

- Assess and address agency Section 110 needs
- Seek partners for heritage tourism
- Identify historic properties that may be suitable for heritage tourism





Guidance from the RRSC

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A majority of the activities we are proposing under the NRP are related to 2 laws – ARPA and NHPA.

Which of these activities do you recommend be TVA's top priority to ensure good stewardship of cultural resources?

Are there other activities that should be considered?