

**To:** Janssen, Miles[miles.janssen@bia.gov]  
**Cc:** Walters, Sarah[sarah\_walters@ios.doi.gov]; Elizabeth Appel[elizabeth.appel@bia.gov]  
**From:** Rodman, Anthony  
**Sent:** 2017-05-26T13:01:04-04:00  
**Importance:** Normal  
**Subject:** Re: Materials for listening session  
**Received:** 2017-05-26T13:01:10-04:00  
[Event memo for bears ears and reorg listening session v4.docx](#)  
[National Monuments and Reorg DTLs.pdf](#)  
[Handout for Tribal Listening Sessions v4.docx](#)  
[Antiquities Act EO.pdf](#)  
[Agenda Listening Sessions 5-25-17 FINAL.docx](#)  
[Tribal Listening Session - Reorg v2.docx](#)  
[Reorg EO.pdf](#)  
[FR Notice.pdf](#)

Hi Miles,

It went surprisingly ok (cc'ing Liz and Sarah too for a logistics FYI). The National Monument session actually ran short because people said what they wanted to say in less than the allotted time. But Phx may be more well attended.

I kicked off and framed the sessions (Bruce asked me to - so the parts of the attached brief that are his talking points were actually mine). We had a tribal leader open each session with a prayer (I asked the ATNI Exec. Director to help me volunteer Tribal leaders for this). During the session, I just took notes and we didn't really get into a back and forth with the audience.

As far as tips, I would know the dates of both Federal Register notices and the dates of the DTL's. I got hung up on a Reorg question because the DTL said tribes can submit comments until July and the federal register notice says June 12. Tribes have longer to submit than the general public.

I would recommend that we have a table by the doors and have staff sign people in before they enter the room. The staff should also hand out the materials and explain what the materials are during that time. During the session, we should have someone be a mic runner if we don't have mic stands. Maybe ask staff to bring extra table tents to write names in marker too for the panelists.

Thanks,  
Morgan

On Fri, May 26, 2017 at 9:01 AM, Janssen, Miles <[miles.janssen@bia.gov](mailto:miles.janssen@bia.gov)> wrote:

Morgan,  
How did the listening session go yesterday? Could I get a copy of the materials that you used? Any advice for the upcoming Phoenix session?

Thanks

Miles

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<https://www.bia.gov/WhoWeAre/AS-IA/WHCNA/index.htm>

## EVENT MEMORANDUM FOR THE ASSISTANT SECRETARY – INDIAN AFFAIRS LISTENING SESSION FOR REORGANIZATION & MONUMENT DESIGNATIONS

DATE: May 25, 2017  
 LOCATION: Affiliated Tribes of Northwest Indians, Hilton Double Tree, Portland, OR  
 TIME: 1:30pm – 5:00pm  
 FROM: Morgan Rodman, WHCNA Executive Director, AS-IA, 208-6346

### I. PURPOSE

This memorandum outlines the combined listening sessions at ATNI Mid-Year Convention on Thursday, May 25<sup>th</sup>, 2017. These listening sessions invite tribal leader comments on the implementation of Executive Orders 13781 *Comprehensive Plan for Reorganizing the Executive Branch* (issued March 13, 2017) and 13792 *Review of Designations Under the Antiquities Act* (April 26, 2017). There will be a total of six Reorganization listening sessions and four National Monument listening sessions through June 2017.

The listening session for the *Reorganization of the Executive Branch* will occur from 1:30pm – 3:15pm and the listening session about the *Antiquities Act* (national monument designations) will be from 3:15pm – 5:00pm.

### II. PARTICIPANTS

For Reorganization of Executive Branch listening session:

- Bruce Loudermilk, BIA Director
- Morgan Rodman, Indian Affairs
- Tony Dearman, BIE Director
- Bart Stevens, BIE

For National Monument listening session:

- Bruce Loudermilk, BIA Director
- Morgan Rodman, Indian Affairs
- Jody Weil, Acting State Director for Oregon, BLM
- Scott Aiken, National Native American Programs Coordinator, FWS
- Nathan Dexter, Pacific Region Native American Liaison, FWS
- Tracy Fortmann, Superintendent, Ft. Vancouver National Historic Site, NPS
- Becky Blanchard, Congressionally Delegated Area Program Lead, USDA-FS
- Jeff Walker, Ph.D., Regional Heritage Program Lead, Pacific NW, USDA-FS

### III. BACKGROUND

- **EO 13781:** For the *Reorganizing* EO, the head of each agency must submit to the Director of OMB a proposed plan to reorganize the agency, if appropriate, in order to improve the efficiency, effectiveness, and accountability of the agency. The EO calls for

soliciting input and suggestions on improvements in the organization, and tribal leader input is critical to any proposed changes to the organization.

- **EO 13792:** The *Antiquities Act* EO requires the Secretary of Interior to review national monuments that have been designated or expanded since January 1, 1996, where the designation covers more than 100,000 acres or where the Secretary determines that the designation or expansion was made without adequate public outreach and coordination with relevant stakeholders. 27 monuments have been designated for review, including Bears Ears.

#### **IV. AGENDA**

See attached.

#### **V. FORMAT**

**1:30pm – 1:35pm**

Tribal leader offers opening remarks.

**1:35pm – 1:40pm**

Bruce Loudermilk calls Listening Session to order, outlines format and parameters of session, explains the session's purpose, and asks for quick introductions of the panel.

**1:40pm – 1:50pm**

Panel introduces themselves.

**1:50pm – 3:05pm**

Comments from tribal leaders on the Reorganization of Indian Affairs, BIA, BIE.

**3:05pm – 3:15pm**

BREAK

**3:15pm – 3:25pm**

Tribal leader offers opening remarks.

**3:25pm – 3:35pm**

Mr. Loudermilk signals the transition to the Bears Ears and National Monument discussion and new panelists introduce themselves.

**3:35pm – 4:50pm**

Comments from tribal leaders on the National Monument review and Bears Ears.

**4:55pm – 5:00pm**

Mr. Loudermilk offers summarizing remarks and next steps.

#### **VI. HOT TOPICS**

- **Budget Questions:** Tribal leaders may be concerned about the details of the 2018 budget and how cuts impact Indian country programs and services. The President released the budget on May 23, 2017. The 2018 President's budget for Indian Affairs is \$2.5 billion in current appropriations, \$303.3 million below the 2017 CR baseline level reflecting the need to balance the budget by 2027. The BIA estimates staffing will equal 6,770 full time equivalents in 2018, a decrease of 241 FTE from 2017. Dozens of tribal leaders testified before the House Appropriation Subcommittee on Interior, Environment, and Related Agencies on May 16-17 to speak against budget cuts to Indian programs. In the President's original FY18 budget request, DOI overall had a 12 percent reduction in funding. By the time of the listening session, the budget details may have been shared.

*Possible response to general budget questions:* Tribal engagement is key to ensuring tribal priorities are met and that the trust responsibility is upheld. Make your concerns known to us and to Congress – share specific recommendations and plans. While the new budget details are being analyzed now, your strong tribal leader voices do factor heavily into the budgetary outcomes and the impact for Indian country. We'll have more discussions about the budget moving forward, and today's comments are relevant to the related organizational questions about Indian affairs.

- **Bears Ears National Monument:** President Obama proclaimed the Bears Ears Monument in Utah on December 28, 2016, after tribes petitioned for national monument designation in 2015. Bears Ears has significant culture, historical, and archeological value to tribes in the area. The Proclamation designated 1.3 million acres of federal land as a monument, while also creating a) an advisory committee to advise the Secretaries of Interior and Agriculture on the development of a management plan for the monument and b) a Bears Ears Commission with one elected leader each from the Hopi Nation, Navajo Nation, Ute Mountain Ute Tribe, Ute Indian Tribe of the Uintah Ouray, and Zuni Tribe; the Commission has been formed.

On April 26, 2017, President Trump issued EO 13792, which calls for reviews of certain monuments since 1996, including Bears Ears specifically. By June 10, 2017, the Secretary of the Interior is to submit an interim report to the President with recommendations on Bears Ears and other monuments the Secretary deems appropriate. A final report is due to the President on August 24, 2017.

Possible Q&A's:

- *Why has no formal consultation been scheduled for the Reorganization of Indian Affairs?*  
The Dept. has no draft plan or idea about reorganization of Indian Affairs regarding EO 13781. The goal of these listening sessions is to hear from tribal leaders first before any plans or ideas are formed. Tribal leader comments received during listening sessions will inform any future consultations on any reorganization efforts of Indian Affairs.
- *Why are you asking for Bears Ears comments by May 26 and other comments due by July 10?* The White House EO specifically references Bears Ears in Section

2(d), in that the Secretary must submit an interim report to the President on recommendations for the Bears Ears monument. Therefore, comments need to be received early so that they'll have maximum impact.

- *Why didn't you use tribal consultation for this process?*  
Formal tribal consultation requires notice at least thirty days in advance of the consultation. Given the White House issued the Executive Order on April 26, 2017, and a report from the Secretary to the President is due on June 10, 2017, there was not sufficient time for formal consultation so DOI is organizing listening sessions to ensure that tribal leader comments are considered.
- *How will the comments be evaluated? Who's doing the evaluating?*  
DOI's Office of Regulatory Affairs and Collaborative Action (RACA) is compiling the comments for consideration by Indian Affairs, BLM, and the Secretary's office.
- *Why did the EO specify Bears Ears?*  
The White House made the determination in the EO to specify Bears Ears.
- *Why is January 1, 1996, specified in the Executive Order on the Antiquities Act/National Monument designations?*  
The White House made the determination in the EO to specify that date.
- *Will we see a copy of the report the Secretary submits to the President?*  
We're happy to take your comments on whether that should be made public.
- *Why didn't you go to my location for listening sessions?*  
The listening sessions for the monument discussions are located in the regions where the monuments are. The listening sessions for the reorganization discussions are located in places where the most tribal leaders could be reached.
- *How would the Proclamation be repealed or amended if such an action has never been done before?*  
Your input on whether that should happen is appreciated and sought. Please share your thoughts on what course of action the Administration should take.
- **Cascade Siskiyou National Monument:** Established by President Bill Clinton in June 2000 and expanded by President Obama in January 2017, the monument protects 100,000 acres of forest and grassland at the juncture of the Cascade Range and Siskiyou Mountains in southwest OR and northwestern CA. The area has ancestral ties to the Modoc, Klamath, and Shasta tribes (Shasta are not separately federally recognized but are part of Confederated Tribes of Siletz Indians or the Confederated Tribes of the Grande Ronde Community of Oregon). The land use plan has been controversial, as it tries to balance rare natural habitat, recreational activities, and agriculture activities.
- **Hanford Reach National Monument:** Created by President Clinton in 2000, the US Fish and Wildlife Service administers this national monument in WA of approximately

194,000 acres. The area is part of the Columbia River Plateau and has ancestral ties to the Yakama Nation, Confederated Tribes of Colville, Confederated Tribes of Umatilla Reservation, and Nez Perce. This area has important salmon spawning grounds (e.g., Chinook salmon), heavy elk activity, and is home to endangered species. This area was the buffer for the Hanford Nuclear Reservation and has been undeveloped since 1943.

- **Craters of the Moon National Monument:** A national monument in central ID that was originally established in 1924 but expanded by President Clinton in November 2000. The area is co-managed by NPS and BLM. The area is known for having some of the best-preserved flood basalt areas in the continental US. The Northern Shoshone has ancestral ties to this area

## VII. TALKING POINTS

### Welcome

- Bruce Loudermilk, Director of BIA
- Thank tribal leaders for taking time to be here
- Important matters to discuss today -- matters that need your guidance, leadership, and wisdom
- You all know many of us on the panel today, and they'll introduce themselves soon
  - All senior-level career employees who've worked alongside you for many years
  - We're here to listen to you and work with you on the questions being presented by the Trump Administration
- I'll provide an overview of today's listening sessions and then ask colleagues to introduce themselves

### Purpose of Listening Sessions

- The Trump Administration has issued two Executive Orders we'd like your input on
- The EO's instruct DOI and other Depts. to take certain actions, and it's critical we get your insight for their implementation
- First, we'll be discussing Executive Order 13781- *Comprehensive Plan for Reorganizing the Executive Branch* until 3:15pm, then we'll switch focus to Executive Order 13792 *Review of Designations Under the Antiquities Act*, dealing with National Monument designations and Bears Ears

### The Mechanics of Today's Listening Sessions

- Today's listening session is for **tribal leader** input and comment as part of the nation-to-nation relationship between tribes and the federal govt.
- We're here primarily to listen and ensure your views are considered and part of the record for the Administration's steps moving forward
- Today is not the only listening session -- There will be a total of six Reorganization listening sessions and four National Monument listening sessions through June.
- The listening sessions will be recorded and transcribed.
  - Transcriptions will be made available at [www.bia.gov](http://www.bia.gov)
- Transcripts and written comments will be analyzed and recommendations reported to the Assistant Secretary – Indian Affairs and the Secretary of the Interior, who will then make reports and recommendations to the White House
- Again, the first listening session today will focus on the reorganization of the Executive branch, and at 3:15pm I'll transition us to the National Monument and Bears Ears discussion

#### **Executive Order 13781 – *Comprehensive Plan for Reorganizing the Executive Branch***

- Issued on March 13, 2017, and directs agency heads to send proposals to the OMB Director for the reorganization of their agencies, *if appropriate*, in order to improve the efficiency, effectiveness, and accountability of that agency.
  - More information about the EO is on the handouts provided.
- Some of the questions that may be helpful to today's discussion are:
  - Do the structures of the Department of the Interior and Indian Affairs currently meet Tribes' needs? (*See organization charts*)
  - What changes to the structures (if any) do you recommend? Why?
    - What structure would improve efficiency (in other words, would promote efficient delivery of services)?
    - What structure would improve effectiveness (in other words, would better meet Tribes' needs and promote self-determination and self-governance)?
    - What structure would make the Department and Indian Affairs more accountable?

**[Introduce panelists for brief introductions and overview. Once they're finished, open up for tribal leader comments]**

**[Break from 3:05pm – 3:15pm]**

**[Resume at 3:15pm and transition to discussion on Executive Order 13792]**

**Executive Order 13792 – Review of Designations Under the Antiquities Act**

- Executive Order 13792 *Review of Designations Under the Antiquities Act* was issued by President Trump on April 26, 2017, and requires:
  - the Secretary of the Interior to review national monuments that have been designated or expanded since January 1, 1996,
    - where the designation covers more than 100,000 acres
    - or where the Secretary determines that the designation or expansion was made without adequate public outreach and coordination with relevant stakeholders.
- 27 monuments have been identified by DOI for review, and they are listed in the handouts provided at the door.
- Three of those monuments are in the Northwest area:
  - Cascade Siskiyou National Monument in Oregon
  - Hanford Reach National Monument in Washington
  - Craters of the Moon National Monument in Idaho
- The Secretary must use several factors in evaluating the National Monuments to determine whether each designation or expansion conforms to the policy of Executive Order 13792.
  - The policy is described in Section 1 of the Executive Order.
  - The factors are listed on the handout for today.
- KEY DEADLINES:
  - The Secretary must then make recommendations to the President on any Presidential actions, legislative proposals, or other appropriate actions to carry out the policy of Executive Order 13792.
    - The Secretary's interim report to the President is due by June 10 and must make recommendations on Bears Ears
    - The Secretary's final report is due to the President by August 24, 2017, summarizing the findings of the review and providing recommendations.

- Written comments are also being accepted for the National Monument discussion:
  - Deadline for Bears Ears comments is May 26 and for all other monuments until July 10.
  - Tribal leaders can send their written comments to [consultation@bia.gov](mailto:consultation@bia.gov). Tribal leaders and the general public can also submit online at [www.regulations.gov](http://www.regulations.gov). Please see handout at the front for further details.
- Questions to Help Guide the Conversation
  - Are there any other monuments in addition to the 27 currently being reviewed that should also be reviewed because they were designated after January 1, 1996, without adequate public outreach and coordination with relevant stakeholders?
  - What are your comments or views on the application of the seven factors listed in the Executive Order 13792 that the Secretary of the Interior is to use in reviewing the 27 monument designations? Other factors that should be considered?

**[Introduce any new panelists and then open up for comment]**

#### **Closing Comments**

- Thank everyone for their participation
- This is part of a continuous dialogue with tribes
- Recap some of the major points from both sessions

#### **VIII. ATTACHMENTS**

- Listening Session Sheet for Executive Orders 13781 *Comprehensive Plan for Reorganizing the Executive Branch* (issued March 13, 2017)
- Listening Session Sheet for 13792 *Review of Designations Under the Antiquities Act* (April 26, 2017)
- EO 13781
- EO 13792
- Federal Register Notice for Review of Certain National Monuments Established Since 1996; Notice of Opportunity for Public Comment

Tribal Listening Session  
**E.O. 13792    Review of Designations Under the Antiquities Act**



Office of the Assistant Secretary    Indian Affairs

**Why are these listening sessions being held?**

In order to implement Executive Order 13792 (April 26, 2017), the Department of Interior (DOI) seeks tribal input to inform DOI's reviews of 27 National Monuments designated or expanded since 1996 under the Antiquities Act of 1906. The Secretary of Interior will use the reviews to determine whether each designation or expansion conforms to the policy stated in the Executive Order and to formulate recommendations for Presidential actions, legislative proposals, or other appropriate actions to carry out that policy.

In addition to comments at the listening sessions, written comments are being accepted until May 26, 2016, for the Bears Ears Monument, and for all other monuments until July 10, 2017. Written comments may be submitted by email to [consultation@bia.gov](mailto:consultation@bia.gov). The Department is also accepting comments from the general public online at <http://www.regulations.gov> by entering "DOI-2017-0002" in the Search bar and clicking "Search," or by mail to Monument Review, MS-1530, U.S. Department of Interior, 1849 C Street NW, Washington, DC 20240.

**What is Executive Order 13792 *Review of Designations Under the Antiquities Act*?**

E.O. 13792 requires that the Secretary of the Interior review national monuments that have been designated or expanded since January 1, 1996, where the designation covers more than 100,000 acres or where the Secretary determines that the designation or expansion was made without adequate public outreach and coordination with relevant stakeholders.

In making the determinations about the monuments, the Secretary is directed to consider:

- i. the requirements and original objectives of the Antiquities Act, including the Act's requirement that reservations of land not exceed "the smallest area compatible with the proper care and management of the objects to be protected;"
- ii. whether designated lands are appropriately classified under the Act as "historic landmarks, historic and prehistoric structures, [or] other objects of historic or scientific interest;"
- iii. the effects of a designation on the available uses of designated Federal lands, including consideration of the multiple-use policy of section 102(a)(7) of the Federal Land Policy and Management Act (43 U.S.C. 1701(a)(7)), as well as the effects on the available uses of Federal lands beyond the monument boundaries;
- iv. the effects of a designation on the use and enjoyment of non-Federal lands within or beyond monument boundaries;

- v. concerns of state, tribal, and local governments affected by a designation, including the economic development and fiscal condition of affected states, tribes, and localities;
- vi. the availability of federal resources to properly manage designated areas; and
- vii. such other factors as the Secretary deems appropriate.

**How will the information from the listening sessions be gathered and utilized?**

- ✓ Meetings will be recorded and transcribed.
- ✓ Comments will be collected in writing.
- ✓ Copies of the transcripts will be available at [www.bia.gov](http://www.bia.gov).
- ✓ Your comments, ideas, and suggestions will be used by DOI in its review of the 27 monument designations and the subsequent recommendations to the President.

**What will happen after these listening sessions?**

- ✓ Transcripts and written comments will be analyzed and recommendations reported to the Assistant Secretary – Indian Affairs and the Secretary of the Interior.
- ✓ The Secretary will provide an interim report to the President summarizing the findings of the review with respect to Proclamation 9558 (Establishment of the Bears Ears National Monument) and other monument designations the Secretary determines appropriate for inclusion and provide recommendations for such Presidential actions, legislative proposals, or other actions within 45 days of the date of the Executive Order (June 10, 2017).
- ✓ The Secretary will provide a final report to the President summarizing the findings of the review and provide recommendations for such Presidential actions, legislative proposals, or other actions within 120 days of the date of the Executive Order (August 24, 2017).

**Questions to help guide the conversation:**

1. Are there other monuments in addition to the 27 being currently reviewed that should also be reviewed because they were designated after January 1, 1996, without adequate public outreach and coordination with relevant stakeholders?
2. Comments on the application of the seven factors (i-vii) listed in the Executive Order 13792 that the Secretary of the Interior is to use in reviewing the 27 monument designations. Please share other factors that should be considered.



## Presidential Documents

Executive Order 13792 of April 26, 2017

### Review of Designations Under the Antiquities Act

By the authority vested in me as President by the Constitution and the laws of the United States of America, and in recognition of the importance of the Nation's wealth of natural resources to American workers and the American economy, it is hereby ordered as follows:

**Section 1. Policy.** Designations of national monuments under the Antiquities Act of 1906, recently recodified at sections 320301 to 320303 of title 54, United States Code (the "Antiquities Act" or "Act"), have a substantial impact on the management of Federal lands and the use and enjoyment of neighboring lands. Such designations are a means of stewarding America's natural resources, protecting America's natural beauty, and preserving America's historic places. Monument designations that result from a lack of public outreach and proper coordination with State, tribal, and local officials and other relevant stakeholders may also create barriers to achieving energy independence, restrict public access to and use of Federal lands, burden State, tribal, and local governments, and otherwise curtail economic growth. Designations should be made in accordance with the requirements and original objectives of the Act and appropriately balance the protection of landmarks, structures, and objects against the appropriate use of Federal lands and the effects on surrounding lands and communities.

**Sec. 2. Review of National Monument Designations.** (a) The Secretary of the Interior (Secretary) shall conduct a review of all Presidential designations or expansions of designations under the Antiquities Act made since January 1, 1996, where the designation covers more than 100,000 acres, where the designation after expansion covers more than 100,000 acres, or where the Secretary determines that the designation or expansion was made without adequate public outreach and coordination with relevant stakeholders, to determine whether each designation or expansion conforms to the policy set forth in section 1 of this order. In making those determinations, the Secretary shall consider:

- (i) the requirements and original objectives of the Act, including the Act's requirement that reservations of land not exceed "the smallest area compatible with the proper care and management of the objects to be protected";
- (ii) whether designated lands are appropriately classified under the Act as "historic landmarks, historic and prehistoric structures, [or] other objects of historic or scientific interest";
- (iii) the effects of a designation on the available uses of designated Federal lands, including consideration of the multiple-use policy of section 102(a)(7) of the Federal Land Policy and Management Act (43 U.S.C. 1701(a)(7)), as well as the effects on the available uses of Federal lands beyond the monument boundaries;
- (iv) the effects of a designation on the use and enjoyment of non-Federal lands within or beyond monument boundaries;
- (v) concerns of State, tribal, and local governments affected by a designation, including the economic development and fiscal condition of affected States, tribes, and localities;
- (vi) the availability of Federal resources to properly manage designated areas; and

(vii) such other factors as the Secretary deems appropriate.

(b) In conducting the review described in subsection (a) of this section, the Secretary shall consult and coordinate with, as appropriate, the Secretary of Defense, the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Energy, the Secretary of Homeland Security, and the heads of any other executive departments or agencies concerned with areas designated under the Act.

(c) In conducting the review described in subsection (a) of this section, the Secretary shall, as appropriate, consult and coordinate with the Governors of States affected by monument designations or other relevant officials of affected State, tribal, and local governments.

(d) Within 45 days of the date of this order, the Secretary shall provide an interim report to the President, through the Director of the Office of Management and Budget, the Assistant to the President for Economic Policy, the Assistant to the President for Domestic Policy, and the Chairman of the Council on Environmental Quality, summarizing the findings of the review described in subsection (a) of this section with respect to Proclamation 9558 of December 28, 2016 (Establishment of the Bears Ears National Monument), and such other designations as the Secretary determines to be appropriate for inclusion in the interim report. For those designations, the interim report shall include recommendations for such Presidential actions, legislative proposals, or other actions consistent with law as the Secretary may consider appropriate to carry out the policy set forth in section 1 of this order.

(e) Within 120 days of the date of this order, the Secretary shall provide a final report to the President, through the Director of the Office of Management and Budget, the Assistant to the President for Economic Policy, the Assistant to the President for Domestic Policy, and the Chairman of the Council on Environmental Quality, summarizing the findings of the review described in subsection (a) of this section. The final report shall include recommendations for such Presidential actions, legislative proposals, or other actions consistent with law as the Secretary may consider appropriate to carry out the policy set forth in section 1 of this order.

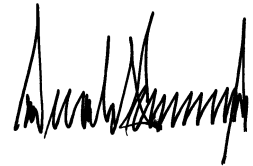
**Sec. 3. General Provisions.** (a) Nothing in this order shall be construed to impair or otherwise affect:

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.



THE WHITE HOUSE,  
*April 26, 2017.*

[FR Doc. 2017-08908  
Filed 4-28-17; 11:15 am]  
Billing code 3295-F7-P



of information, and the public is generally not required to respond to an information collection, unless it is approved by the OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under Control Number 1219 0143.

OMB authorization for an ICR cannot be for more than three (3) years without renewal, and the current approval for this collection is scheduled to expire on May 31, 2017. The DOL seeks to extend PRA authorization for this information collection for three (3) more years, without any change to existing requirements. The DOL notes that existing information collection requirements submitted to the OMB receive a month to month extension while they undergo review. For additional substantive information about this ICR, see the related notice published in the *Federal Register* on December 27, 2016 (81 FR 95199).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section within thirty (30) days of publication of this notice in the *Federal Register*. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1219 0143. The OMB is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Agency: DOL MSHA.

Title of Collection: Qualification/Certification Program Request for Mine

Safety and Health Administration Individual Identification Number.

OMB Control Number: 1219 0143.

Affected Public: Individuals or Households; Private Sector businesses or other for profits.

Total Estimated Number of Respondents: 9,000.

Total Estimated Number of Responses: 9,000.

Total Estimated Annual Time Burden: 750 hours.

Total Estimated Annual Other Costs Burden: \$85.

Dated: May 8, 2017.

Michel Smyth,

Departmental Clearance Officer.

[FR Doc. 2017-09743 Filed 5-12-17; 8:45 am]

BILLING CODE 4510-43-P

## OFFICE OF MANAGEMENT AND BUDGET

### Notice of Request for Comment on Government-Wide Reform

**AGENCY:** Office of Management and Budget (OMB), Executive Office of the President.

**ACTION:** Notice of request for comment on Government wide Reform.

**SUMMARY:** The Executive Office of the President invites the public to suggest improvements to the organization and functioning of the Executive Branch. These suggestions will help inform the development of the proposed Government wide Reform Plan, designed to create a leaner, more accountable, and more efficient government that works for the American people.

**DATES:** Comments are due by June 12, 2017.

**ADDRESSES:** Comments and suggestions on government reforms and improvements must be submitted electronically by June 12, 2017 to <https://www.whitehouse.gov/reorganizing-the-executive-branch>.

**SUPPLEMENTARY INFORMATION:** On March 13, 2017, the President signed Executive Order 13781, *Comprehensive Plan for Reorganizing the Executive Branch*, which established a public comment requirement for the formulation of a comprehensive plan for reorganizing the Executive Branch. On April 12, 2017, OMB issued Memorandum M 17 22, *Comprehensive Plan for Reforming the Federal Government and Reducing the Federal Civilian Workforce*, to chart the course for a restrained, effective, and accountable government to better serve the American people. Pursuant to Executive Order 13781 and

Memorandum M 17 22, a White House Web site has been created to facilitate the collection of public comments to inform the development of the Government wide Reform Plan. The American people are encouraged to provide their input on how the Federal government can best work for them.

Mick Mulvaney,

OMB Director.

[FR Doc. 2017-09702 Filed 5-12-17; 8:45 am]

BILLING CODE 3110-01-P

## NATIONAL CAPITAL PLANNING COMMISSION

### Public Comment on Draft, Updated Submission Guidelines

#### Correction

Notice document 2017 09479, appearing on pages 21830 through 21831 in the issue of Wednesday, May 10, 2017, was never placed on public inspection and was published in error. It should be removed.

[FR Doc. C1-2017-09479 Filed 5-12-17; 8:45 am]

BILLING CODE 1301-00-D

## NUCLEAR REGULATORY COMMISSION

[NRC-2017-0001]

### Sunshine Act Meeting

**DATE:** Weeks of May 15, 22, 29, June 5, 12, 19, 2017.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and Closed.

#### Week of May 15, 2017

There are no meetings scheduled for the week of May 15, 2017.

#### Week of May 22, 2017 Tentative

There are no meetings scheduled for the week of May 22, 2017.

#### Week of May 29, 2017 Tentative

There are no meetings scheduled for the week of May 29, 2017.

#### Week of June 5, 2017 Tentative

There are no meetings scheduled for the week of June 5, 2017.



## United States Department of the Interior

OFFICE OF THE SECRETARY  
Washington, DC 20240

MAY 16 2017

Dear Tribal Leader:

On April 26, 2017, President Trump issued an executive order directing Interior to review national monument designations established or expanded since January 1, 1996, that meet certain criteria<sup>1</sup> to determine whether each designation or expansion conforms to the Executive Order's policy. *See* E.O. 13792, 82 Fed. Reg. 20429.

On May 5, 2017, Secretary Zinke released a list of National Monuments being initially reviewed. The list is available as an enclosure to this letter and is also available at the following website: <https://www.doi.gov/pressreleases/interior-department-releases-list-monuments-under-review-announces-first-ever-formal>.

I invite you to attend one of the listening sessions listed in the enclosure to provide your input before the Secretary provides an interim report to the President on the June 15, 2017, deadline established in the Executive Order.

If you would like to submit written input, please submit your comments by email to [consultation@bia.gov](mailto:consultation@bia.gov) at your earliest convenience. Comments from the public are also being accepted at [www.regulations.gov](http://www.regulations.gov) or by mail to Monument Review, MS-1530, U.S. Department of the Interior, 1849 C Street NW, Washington, DC 20240.

Sincerely,

Michael S. Black  
Acting Assistant Secretary – Indian Affairs

Enclosures

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<sup>1</sup> The designation covers more than 100,000 acres, where the designation after expansion covers more than 100,000 acres, or where the Secretary determines that the designation or expansion was made without adequate public outreach and coordination with relevant stakeholders. *See* E.O. 13792, Section 2(a).

**Listening Sessions on Interior's Review of National Monuments  
Identified under E.O. 13792**

<b>Date</b>	<b>Time</b>	<b>Location</b>
<b>Thursday, May 25, 2017</b>	3:15 p.m. – 5:00 p.m. Local Time	Hilton DoubleTree Lloyd Center 1000 NE Multnomah Street Portland, OR 97232 (In conjunction with the Affiliated Tribes of Northwest Indians Mid- Year Conference)
<b>Tuesday, May 30, 2017</b>	8:30 a.m. – 12:00 p.m. Local Time	Northern Hotel 19 North Broadway Billings, MT 59101 (406) 867-6767
<b>Thursday, June 1, 2017</b>	1:00 p.m. – 4:00 p.m. Local Time	Phoenix Convention Center 100 N 3rd Street Phoenix, AZ 85004
<b>Monday, June 12, 2017</b>	3:00 p.m. – 5:00 p.m. Local Time	Mohegan Sun 1 Mohegan Sun Boulevard Uncasville, CT 06382 (In conjunction with the National Congress of American Indians Mid- Year Conference)

**NATIONAL MONUMENTS BEING INITIALLY REVIEWED PURSUANT TO  
CRITERIA IN EXECUTIVE ORDER 13792**

<b>Monument</b>	<b>Location</b>	<b>Year(s)</b>	<b>Acreage</b>
Basin and Range	Nevada	2015	703,585
Bears Ears	Utah	2016	1,353,000
Berryessa Snow Mountain	California	2015	330,780
Canyons of the Ancients	Colorado	2000	175,160
Carrizo Plain	California	2001	204,107
Cascade Siskiyou	Oregon	2000/2017	100,000
Craters of the Moon	Idaho	1924/2000	737,525
Giant Sequoia	California	2000	327,760
Gold Butte	Nevada	2016	296,937
Grand Canyon-Parashant	Arizona	2000	1,014,000
Grand Staircase-Escalante	Utah	1996	1,700,000
Hanford Reach	Washington	2000	194,450.93
Ironwood Forest	Arizona	2000	128,917
Mojave Trails	California	2016	1,600,000
Organ Mountains-Desert Peaks	New Mexico	2014	496,330
Rio Grande del Norte	New Mexico	2013	242,555
Sand to Snow	California	2016	154,000
San Gabriel Mountains	California	2014	346,177
Sonoran Desert	Arizona	2001	486,149
Upper Missouri River Breaks	Montana	2001	377,346
Vermilion Cliffs	Arizona	2000	279,568

**MARINE NATIONAL MONUMENTS BEING REVIEWED PURSUANT TO  
EXECUTIVE ORDERS 13795 AND 13792**

Marianas Trench	CNMI/Pacific Ocean	2009	60,938,240
Northeast Canyons and Seamounts	Atlantic Ocean	2016	3,114,320
Pacific Remote Islands	Pacific Ocean	2009	55,608,320
Papahānaumokuākea	Hawaii	2006/2016	89,600,000
Rose Atoll	American Samoa	2009	8,609,045

**NATIONAL MONUMENTS BEING REVIEWED TO DETERMINE WHETHER THE  
DESIGNATION OR EXPANSION WAS MADE WITHOUT ADEQUATE PUBLIC  
OUTREACH AND COORDINATION WITH RELEVANT STAKEHOLDERS**

Katahdin Woods and Waters	Maine	2016	87,563
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## United States Department of the Interior

OFFICE OF THE SECRETARY  
Washington, DC 20240

MAY 16 2017

Dear Tribal Leader:

On March 13, 2017, President Trump issued an executive order to reorganize the Executive Branch of the U.S. Government. *See* E.O. 13871, 82 Fed. Reg. 13959. The order aims to improve the efficiency, effectiveness, and accountability of Federal agencies.

As Secretary Zinke has publicly noted, the Department of the Interior (Department) has not undergone a comprehensive reorganization in approximately 100 years. To inform our implementation of this Executive Order, we would like your input on how the Department, and the Federal Government as a whole, if appropriate, could be reorganized to help streamline services to tribes and better fulfill the Federal Government's trust and treaty obligations.

I invite you to attend one of the listening sessions listed on the enclosure to provide your input. If after attending the sessions, you would like to provide written comments, please provide them to [consultation@bia.gov](mailto:consultation@bia.gov) by Saturday, July 15, 2017.

Sincerely

Michael S. Black  
Acting Assistant Secretary – Indian Affairs

Enclosure

**Tribal Listening Sessions on E.O. 13871: Reorganization of the Executive Branch**

<b>Date</b>	<b>Time</b>	<b>Location</b>
<b>Thursday, May 25, 2017</b>	1:30 p.m. – 3:15 p.m. Local Time	Hilton DoubleTree Lloyd Center 1000 NE Multnomah Street Portland, OR 97232 (In conjunction with the Affiliated Tribes of Northwest Indians Mid-Year Conference)
<b>Thursday, June 1, 2017</b>	8:30 a.m. – 12 p.m. Local Time	Phoenix Convention Center 100 N 3rd Street Phoenix, AZ 85004
<b>Tuesday, June 6, 2017</b>	8:30 a.m. – 12 p.m. Local Time	Mystic Lake Casino & Hotel 2400 Mystic Lake Blvd NW Prior Lake, MN 55372
<b>Friday, June 9, 2017</b>	8:30 a.m. – 12 p.m. Local Time	Rushmore Civic Center 444 N. Mt. Rushmore Road Rapid City, SD 57701
<b>Monday, June 12, 2017</b>	1:00 p.m. – 2:45 p.m. Local Time	Mohegan Sun 1 Mohegan Sun Boulevard Uncasville, CT 06382 (In conjunction with the National Congress of American Indians Mid-Year Conference)
<b>Tuesday, June 27, 2017</b>	8:30 a.m. – 12 p.m. Local Time	Tulsa Convention Center 100 Civic Center Tulsa, OK 74103

Tribal Listening Session  
**E.O. 13781 - Reorganization of the Executive Branch**



Office of the Assistant Secretary    Indian Affairs

**Why are these listening sessions being held?**

Executive Order 13781, *Comprehensive Plan for Reorganizing the Executive Branch* (issued March 13, 2017) requires:

Within 180 days [September 9, 2017], the head of each agency shall submit to the Director [of OMB] a proposed plan to reorganize the agency, if appropriate, in order to improve the efficiency, effectiveness, and accountability of that agency.

The E.O. calls for soliciting input/suggestions on improvements in the organization

➔ Tribal leader input is critical to the development of any proposed changes to the organization.

**How will the information be gathered and utilized?**

- ✓ Meetings will be recorded and transcribed
- ✓ Comments will be collected in writing
- ✓ Copies of the transcripts will be available at [www.bia.gov](http://www.bia.gov)
- ✓ Your comments, ideas, and suggestions will be used to guide the Administration in discussing how Indian Affairs can meet the needs of Indian Country in the future

**What will happen after these meetings?**

- ✓ Transcripts and written comments will be analyzed and recommendations reported to the Assistant Secretary – Indian Affairs and the Secretary of the Interior
- ✓ The Secretary will submit a plan to reorganize Interior to OMB by September 9, 2017
- ✓ OMB will publish a Federal Register notice inviting public comment
- ✓ Within 180 days of the comment deadline stated in the Federal Register, OMB will submit a proposed plan to reorganize the executive branch to the President.

**Topics we would like to discuss:**

1. Does the structure of the Department of the Interior and Indian Affairs currently meet Tribes' needs? (*See organization charts*)
2. What changes to the structure (if any) do you recommend? Why?
  - a. What structure would improve efficiency (e.g., would promote efficient delivery of services)?
  - b. What structure would improve effectiveness (e.g., would better meet Tribes' needs and promote self-determination and self-governance)?
  - c. What structure would make the Department and Indian Affairs more accountable?

## **Organization of Indian Affairs at the U.S. Department of the Interior**

The purpose of this informational sheet is to provide background on the organizational structure and management within Indian Affairs (IA) at the U.S. Department of the Interior.

***Assistant Secretary*** - Indian Affairs is led by the Assistant Secretary – Indian Affairs (AS-IA), who provides overall leadership and direction for all organizational components of Indian Affairs nationwide. Within the parameters established by the Congress and the Executive Branch, the primary responsibilities of AS-IA are to advise the Secretary of the Interior on Indian Affairs policy issues, communicate policy to and oversee the programs of the BIA and the BIE, provide leadership in consultations with tribes, and serve as the Department official for intra- and interdepartmental coordination and liaison within the Executive Branch on Indian matters.

***Principal Deputy Assistant Secretary*** - PDAS serves as the first assistant and principal advisor to the Assistant Secretary and has full authority to act on behalf of or in the absence of the Assistant Secretary. The BIA and BIE Directors, as well as the Chief of Staff, the Deputy Assistant Secretary-Policy and Economic Development and the Deputy Assistant Secretary-Management report directly to the Principal Deputy.

***Deputy Assistant Secretary - Management*** – DAS-M oversees the Office of the Chief Financial Officer; the Office of Facilities, Property and Safety Management; the Office of Budget and Performance Management; the Office of Human Capital; and the Assistant Director Information Resources. DAS-M provides oversight of budget, acquisition, property, accounting, fiscal services, information technology, planning, facilities operations, and human resources.

***Deputy Assistant Secretary - Policy and Economic Development*** – DAS-PED oversees the Office of Indian Energy and Economic Development, and the Office of Self-Governance, as well as administers programs pertaining to economic development, energy and mineral development, capital investment, and self-governance activities.

***Director of the Bureau of Indian Education*** – the BIE Director has line authority over the education resource centers stationed throughout the country and two post-secondary schools. The BIE supports the operation of day schools, boarding schools, and dormitories, including housing some Indian children who attend public schools. Programs administered by BIE or through tribes include an education system consisting of 183 schools and dormitories located in 23 states for approximately 41,300 individual elementary and secondary students, and 32 tribal colleges, universities, tribal technical colleges, and post-secondary schools.

***Director of the Bureau of Indian Affairs*** – the BIA Director has line authority over all Regional and Agency offices within the BIA (see Page 2). The Director provides program direction and support to the BIA's four centralized offices: Field Operations, Indian Services, Trust Services, and Justice Services. The BIA Director reports to the Principal Deputy Assistant Secretary and provides leadership and direction for all matters relating to policies and procedures for the BIA. Some functions of the BIA include taking land-into-trust, implementing land and water claim settlements, as well as the replacement and repair of BIE schools.

The **Bureau of Indian Affairs** (BIA) is part of Indian Affairs and is organized into four centralized Offices, has twelve regional offices, and eighty-six agencies and field offices.

The BIA has four centralized offices that are each led by a Deputy Bureau Director in Washington, D.C., who reports to the BIA Director. The BIA's four centralized offices are:

1. The **Office of Field Operations** is led by the Deputy Bureau Director for Field Operations. This office provides management and direction to the regional offices, agencies and field offices nationwide. This office monitors and evaluates the performance of the regional and field offices as well as provides specialized and programmatic reviews to field offices and Tribes.
  - a. The **BIA Regional Directors** report to the Deputy Bureau Director-Field Operations. The RDs provide overall leadership, direction and technical assistance in the implementation of BIA programs in each region nationwide. Each Regional Director is supported by a Deputy Regional Director for Trust Services and a Deputy Regional Director for Indian Services.
2. The **Office of Justice Services (OJS)** is led by the Deputy Bureau Director for Justice Services. OJS is responsible for the investigation of crimes that occur in Indian country. OJS operates law enforcement and detention services, the Indian Police Academy, provides emergency tactical response teams to reservations requiring assistance, or communities threatened with disruptions or civil disorder. OJS also administers tribal courts and justice services programs.
3. The **Office of Trust Services**, *administered by the Deputy Bureau Director for Trust Services*, executes the management and protection of trust and restricted lands, natural resources, and real estate services. The office provides land related functions to Indian trust owners including acquisition, disposal, rights-of-way, leasing and sales, and assists them in the management, development, and protection of trust land and natural resource assets. Programs administered include real estate services; land title and records; probate; natural resources; forestry and wildland fire management; irrigation, power and safety of dams.
4. The **Office of Indian Services (OIS)**, managed by the Deputy Bureau Director for Indian Services, is charged with providing and promoting safe and quality living environments, strong communities, self-sufficiency and individual rights for Tribal people and Tribal governments. OIS administers social services, housing programs, and the maintenance of BIA's transportation infrastructure. OIS is composed of five divisions which include: Human Services; Indian Self-Determination; Tribal Government Services; Transportation; and Workforce Development.



Federal Register

Vol. 82, No. 50

Thursday, March 16, 2017

## Presidential Documents

Title 3

Executive Order 13781 of March 13, 2017

The President

### Comprehensive Plan for Reorganizing the Executive Branch

By the authority vested in me as President by the Constitution and the laws of the United States of America, it is hereby ordered as follows:

**Section 1. Purpose.** This order is intended to improve the efficiency, effectiveness, and accountability of the executive branch by directing the Director of the Office of Management and Budget (Director) to propose a plan to reorganize governmental functions and eliminate unnecessary agencies (as defined in section 551(1) of title 5, United States Code), components of agencies, and agency programs.

**Sec. 2. Proposed Plan to Improve the Efficiency, Effectiveness, and Accountability of Federal Agencies, Including, as Appropriate, to Eliminate or Reorganize Unnecessary or Redundant Federal Agencies.** (a) Within 180 days of the date of this order, the head of each agency shall submit to the Director a proposed plan to reorganize the agency, if appropriate, in order to improve the efficiency, effectiveness, and accountability of that agency.

(b) The Director shall publish a notice in the *Federal Register* inviting the public to suggest improvements in the organization and functioning of the executive branch and shall consider the suggestions when formulating the proposed plan described in subsection (c) of this section.

(c) Within 180 days after the closing date for the submission of suggestions pursuant to subsection (b) of this section, the Director shall submit to the President a proposed plan to reorganize the executive branch in order to improve the efficiency, effectiveness, and accountability of agencies. The proposed plan shall include, as appropriate, recommendations to eliminate unnecessary agencies, components of agencies, and agency programs, and to merge functions. The proposed plan shall include recommendations for any legislation or administrative measures necessary to achieve the proposed reorganization.

(d) In developing the proposed plan described in subsection (c) of this section, the Director shall consider, in addition to any other relevant factors:

(i) whether some or all of the functions of an agency, a component, or a program are appropriate for the Federal Government or would be better left to State or local governments or to the private sector through free enterprise;

(ii) whether some or all of the functions of an agency, a component, or a program are redundant, including with those of another agency, component, or program;

(iii) whether certain administrative capabilities necessary for operating an agency, a component, or a program are redundant with those of another agency, component, or program;

(iv) whether the costs of continuing to operate an agency, a component, or a program are justified by the public benefits it provides; and

(v) the costs of shutting down or merging agencies, components, or programs, including the costs of addressing the equities of affected agency staff.

(e) In developing the proposed plan described in subsection (c) of this section, the Director shall consult with the head of each agency and, consistent with applicable law, with persons or entities outside the Federal

Government with relevant expertise in organizational structure and management.

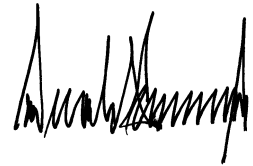
**Sec. 3. General Provisions.** (a) Nothing in this order shall be construed to impair or otherwise affect:

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.



THE WHITE HOUSE,  
March 13, 2017.

[FR Doc. 2017-05399  
Filed 3-15-17; 8:45 am]  
Billing code 3295-F7-P

**AGENDA****Commented [RAM1]:**

May 25, 2017

1:30pm 5:00pm

DOI Indian Affairs Listening Sessions on Reorganization of the Executive Branch (E.O. 13781) and Review of Designations Under the Antiquities Act (E.O. 13792)

Affiliated Tribes of Northwest Indians (ATNI) Mid Year Convention 2017  
Hilton DoubleTree Lloyd Center  
Portland, OR

**I. Introductions and Opening Remarks (Reorganization of Executive Branch)**

1:30pm 1:45pm

**Commented [RAM2]:** Just a thought: if a tribal leader gives a prayer and opening remarks that will be 5 minutes; then Bruce's remarks will be 5; Tony's will prob be 3-4; I plan to speed through my remarks for no more than 3 mins hopefully (I'm providing an overview of Indian Affairs, BIA, BIE), and that puts us at 17 mins or so. I will encourage everyone to be brief, but I think the intros and openings will take between 15 and 20 mins.

**II. Comments on Reorganization of Executive Branch**

1:45pm 2:55pm

**III. Break**

2:55pm 3:05pm

**IV. Introductions and Opening Remarks (Review of Designations under the Antiquities Act)**

3:05pm 3:15pm

**Commented [RAM3]:** this one should be shorter than the first session intro because I would think only a tribal leader, Bruce, and maybe Jody Weil would provide remarks. I don't plan to say anything here, so we should get finished in about 10 mins here.

**V. Comments on Review of Designations Under the Antiquities Act**

3:15pm 4:50pm

**VI. Closing Comments**

4:50pm 5:00pm