



National NAGPRA

## NAGPRA Section 3: Comprehensive Agreement Checklist

Under 43 CFR 10.5, Federal agencies are encouraged to develop comprehensive agreements where agency land management activities may affect Native American cultural items on Federal lands. Like a plan of action, the comprehensive agreement must document compliance with ARPA, especially 43 CFR 7.7 – 7.9, regarding requirements for permits on Indian lands.

- Agreement is with a culturally affiliated –**
  - Indian tribe**
  - Native Alaskan village**
  - Native Alaskan corporation**
  - Native Hawaiian organization**
  
- The tribe, village, corporation, or organization above –**
  - Has claimed –**
    - Human remains**
    - Funerary objects**
    - Sacred objects**
    - Objects of cultural patrimony**

**OR**

  - Is likely to claim –**
    - Human remains**
    - Funerary objects**
    - Sacred objects**
    - Objects of cultural patrimony**
  
- Agreement addresses Federal agency land management activities that could result in –**
  - The locating of Native American –**
    - Human remains**
    - Funerary objects**
    - Sacred objects**
    - Objects of cultural patrimony**
  
- Agreement documents a process for carrying out the requirements of 43 CFR 10, Subpart B for –**
  - Standard consultation procedures**
  - Determination of custody/ownership consistent with 43 CFR 10.6**
  - Treatment and disposition of –**
    - Human remains**
    - Funerary objects**
    - Sacred objects**
    - Objects of cultural patrimony**
  
- The agreement is signed by the appropriate parties**
  
- The signed agreement or correspondence related to the efforts to reach such agreement constitutes proof of consultation under 43 CFR 10**
  
- A comprehensive agreement may serve in lieu of a Plan of Action, but does not replace a Notice of Intended Disposition**