



**NATIONAL ASSOCIATION
OF TRIBAL HISTORIC
PRESERVATION OFFICERS**

NATHPO's March Policy Forum:

**Army Warfighting Readiness Program Comment
ACHP Cultural Resource Data Platform**

March 5, 2026

Advisory Council

Issues regulations (36 CFR Part 800)

Advise the President and Congress

Recommendations to federal agencies

Public education



ACHP's Presidential Appointees

Four members of the general public and four historic preservation experts are appointed by the President, including the chairman and vice chairman.

Vacant Chairman
Term of Office: Chairman

This position is currently vacant. A Chairman is appointed by the President and confirmed by the Senate.

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Travis Voyles Vice Chairman
Term of Office: 2025-2026
Virginia

Travis Voyles joined the Assistant Deputy Secretary of the EPA. He most recently served as the Secretary of the Virginia Department of Natural Resources. He is currently working to restore Virginia's natural resources.

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Expert

Margaret Everson
Term of Office: 2026-2028
Maryland

Margaret E. Everson is a public lands policy expert and private sector leader. She advises state and federal agencies on public lands policy and private sector conservation, including both the National Conservation Lands and the National System of Public Lands.

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Expert

Rick Gonzalez
Term of Office: 2026-2027
Florida

Rick Gonzalez, a former architect and engineer, has decades of experience in historic preservation and completed architecture projects at the University of Florida. Gonzalez co-founded with the Florida Historic Preservation Council.

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Expert

Kyle Scherer
Term of Office: 2026-2027
Maryland

Kyle Scherer is a partner in the Environmental and Natural Resources Group at Venable LLP and chair of the firm's Native American Law and Policy Practice. A U.S. Army combat veteran, he has held numerous positions in Federal and State government, including service during the first Trump Administration as Principal Deputy General Counsel for the Council on Environmental Quality, Deputy Solicitor for Indian Affairs at the U.S. Department of the Interior, and Counsel to the Associate Attorney General at the U.S. Department of Justice. He resides in Hyattsville, Maryland.

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Expert

Michael Boos
Term of Office: 2026-2029
Virginia

Michael Boos is the Executive Vice President and General Counsel of Citizens United, an impactful conservative public policy organization in Washington, DC. Boos resides in Manassas, Virginia.

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General Public

Jaime Gardner
Term of Office: Jan. 2026 - June 2026
Colorado

Jaime Gardner of Yuma, Colorado, is Executive Vice President at Novitas Communications in Denver and owner of High Plains Communications, LLC. With more than 25 years of experience spanning federal government service and the private sector, including work with a large multinational corporation, she specializes in public policy navigation, crisis communications, and general business consulting. She advocates for common sense policy on behalf of families and children and brings cross-industry expertise to diverse projects.

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General Public

Marik A. String
Term of Office: 2026 - 2028
District of Columbia

Marik A. String practices sanctions and national security law and is a Senior Fellow at the Strauss Center for International Security and Law at the University of Texas at Austin. He served for 16 years in senior U.S. government roles at the Department of State, Department of Defense, and U.S. Senate, including in the first and second Trump Administration as acting Legal Adviser (General Counsel) of the Department of State (2019-2021) and Senior Advisor to Secretary of State Marco Rubio.

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General Public

A member of an Indian tribe or Native Hawaiian organization, a governor, and a mayor are appointed by the President.

John Tahsuda III
Indian Tribe Member
Term of Office: 2026-2028
Maryland

John Tahsuda III is a Principal with Navigators Global LLC, a full-service issues management, government relations, and strategic communications firm located in Washington, DC. He is also the Managing Partner of Innovative Tribal Strategies LLC, a consultancy focused on providing strategic advice on Federal policies and business opportunities for Indian nation leadership. Additionally, he is a Distinguished Fellow and Adjunct Professor of Law at the William S. Boyd School of Law, University of Nevada, Las Vegas. Tahsuda is a member of the Kiowa Indian Tribe of Oklahoma.

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Jeff Landry
Governor
Term of Office: 2026-2029
Louisiana

Governor Jeff Landry's leadership is rooted in a deep commitment to Louisiana and a career dedicated to public service. A veteran of Operation Desert Storm, former police officer, and successful small business owner, Landry went on to serve as a U.S. Congressman and Louisiana Attorney General before being elected Governor in 2023. Landry grew up in St. Martinsville, raised by his schoolteacher mother, Edna, and architect father, Al. He attended the University of Lafayette and then Loyola University New Orleans College of Law.

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Robert Simison
Mayor
Term of Office: 2026-2029
Idaho

Robert Simison has served the residents of Meridian, Idaho, as its 26th Mayor since 2020 and is focused on ensuring Meridian remains a safe community built around families. Mayor Robert Simison is a native of Pocatello, Idaho and a graduate of Whitman College. He currently serves as President of the Association of Idaho Cities and is a member of the Idaho Advisory Committee for the U.S. Global Leadership Coalition and previously was a Presidential appointee to the Advisory Council on Historic Preservation from 2020-2023.

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ACHPs Permanent, Agency, and Ex-officio Members

Two federal agency heads and the Architect of the Capitol are permanent members of ACHP.

Hon. Brooke Rollins Secretary of Agriculture	Hon. Doug Burgum Secretary of the Interior	Hon. Thomas E. Austin, PE, PMP Architect of the Capitol
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Ex-officio representatives of national preservation organizations round out ACHP's membership.

Anne Raines President, National Conference of State Historic Preservation Officers	Lakota Hobia Chair, National Association of Tribal Historic Preservation Officers	Phoebe Tudor Chair, National Trust for Historic Preservation
Designee Erik Hein Executive Director, National Conference of State Historic Preservation Officers	Designee Ira L. Matt (Séliš) Executive Director, Indigenous Diplomacy and Federal Relations, National Association of Tribal Historic Preservation Officers	Designee Carol Quillen President/CEO, National Trust for Historic Preservation

Seven federal agency heads are designated by the President to terms on ACHP.

Stephen Ehikian Acting Administrator, General Services Administration	Hon. Pete Hegseth Secretary of Defense	Hon. Sean Duffy Secretary of Transportation	Hon. Kristi Noem Secretary of Homeland Security
Hon. Eric Scott Turner Secretary of Housing and Urban Development	Hon. Katherine Scarlett Chair, Council on Environmental Quality	Hon. Doug Collins Secretary of Veterans Affairs	

Tribal representation on the Council matters



National Association of Tribal Historic Preservation Officers Executive Director Valerie Grussing, with Ron Tickle of the Dept. of Defense, and Stephanie Paul of the National Alliance of Preservation Commissions

ACHP Members Approve Groundbreaking Policy Statement on Indigenous Knowledge and Historic Preservation

Thursday, March 21, 2024



ACHP Tribal Member Reno Franklin with Expert Member Charles "Sonny" Ward (left) and Joseph Imamura of the Architect of the Capitol



**NATIONAL ASSOCIATION
OF TRIBAL HISTORIC
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White House Council on Native American Affairs

WHC NAAA

Indigenous Sacred Sites MOU

--DRAFT *Best Practices Guide for Federal Agencies Regarding Tribal and Native Hawaiian Sacred Sites*

Tribal Treaty and Reserved Rights MOU

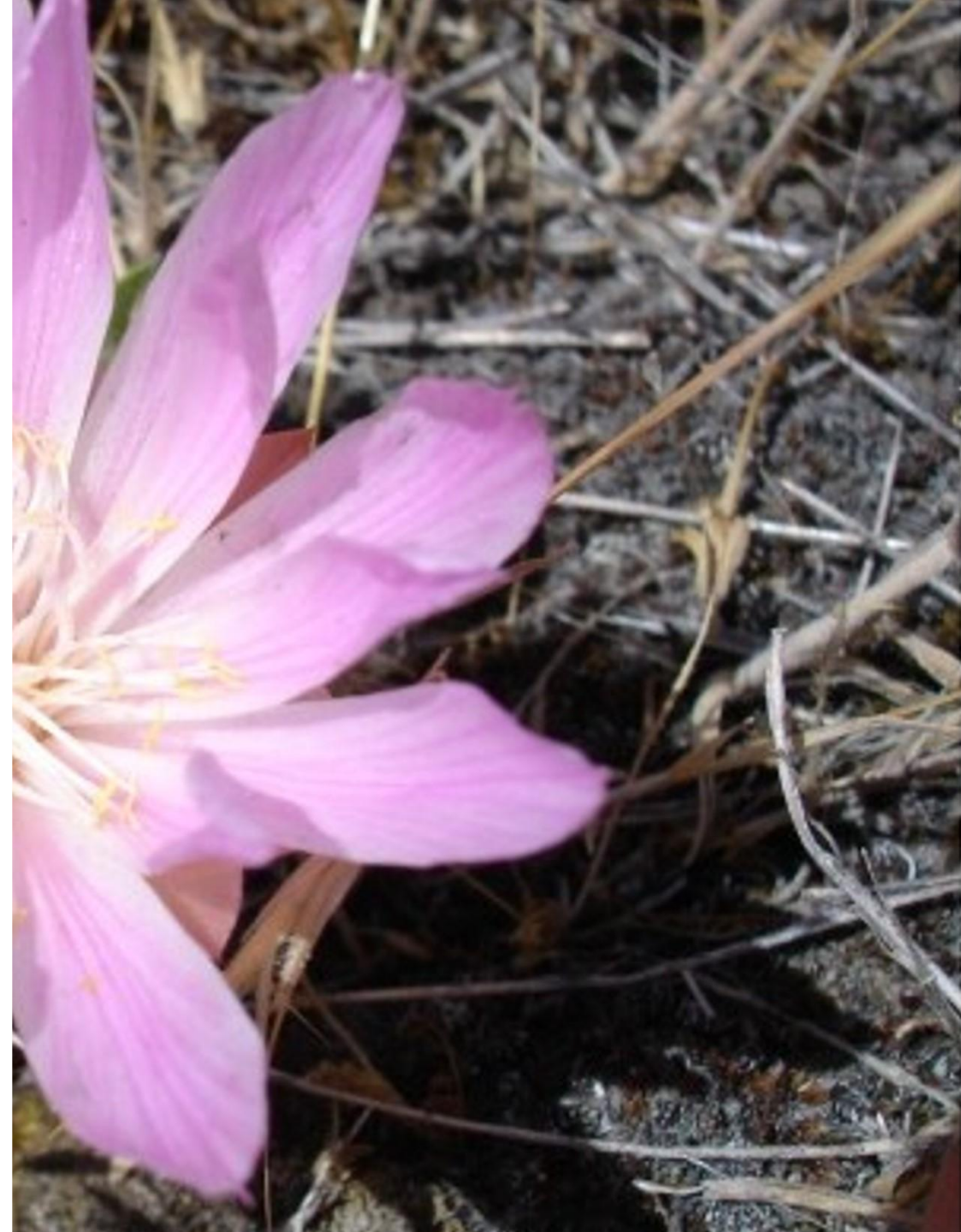
--*Best Practices for Identifying and Protecting Tribal Treaty Reserved Rights and Other Similar Rights*

International Indigenous Issues committee

--United Nations subcommittee

State Department Cultural Heritage Expert Working Group

--Cultural and Social safeguards in Asia, Africa, South America, and the Green Climate Fund



Current Actions

- Vice Chairman Voyles called an unassembled meeting:
 - Proposed rescission of the ACHP's Historic Preservation Requirements of the Urban Development Action Grant (UDAG) Program, as set forth in 36 CFR Part 801, via a Notice of Proposed Rulemaking.
 - Rescission of the ACHP's Procedures for Implementation of the National Environmental Policy Act, as set forth in 36 CFR Part 805, via an Interim Final Rule.
- Process was initiated in late August; information session in September; vote planned for in-person Business Meeting; delay resulting from government shutdown.

NATHPO comments & ACHP response

NATHPO submitted joint comments with ACHP's Tribal/Native Hawaiian member, Amelia Marchand, in September

- Concern with lack of Tribal consultation
- Request for public facing guidance
- Categorical Exclusions
- Update the NEPA/NHPA Handbook (2015)
- Assess other outdated programs
- Actions do not impact Tribes
- They will work to develop this
- No intent to use other agency CEs
- Will be conducted
- Asked NATHPO for examples and willing to meet on topic

Part 800 Review

...

Part 800 Review: What ACHP is proposing

Intent of February 12th Business Meeting:

1. Outline a strategy for member engagement
2. Process for moving consideration forward
3. Proposed timeline for possible rulemaking

Key questions to members:

- Could the Section 106 regulations, or portions thereof, be streamlined?
- Any portions that are difficult to interpret or have become unnecessary, ineffective, or ill-advised?
- Have any portions become outdated?
- Any portions inconsistent with EOs/directives issued by the President?
- Are there any technologies that can be leveraged?
- What additional information could/should be collected?



Consider how the Section 106 regulations can be modified, clarified, or streamlined to better accomplish the statutory objectives of the NHPA

The Timeline

- January 26 – Notification/invitation for Business Meeting
- January 30 – Email relaying intent to amend Section 106
- January 30 – Link to Meeting Book Materials
- February 6 – Updated Program Comment
- February 9 – Business Meeting Minutes
- February 10 – NATHPO DRAFT Statements for Business Meeting
- February 11 – Member Gathering
- **February 12 – Business Meeting**
- February 18 – Memos to Tribes and THPOs
- **February 20 – ACHP Working Group participation email due**
- February 23 – Request to NARF to provide pro bono legal support
- February 23 – 90min section 106 forum for Tribes & THPOs
- February 24 – 90min section 106 forum for Tribes & THPOs
- February 26 – DRAFT comment letter shared with Board
- **February 27 – FINAL comment letter submitted to ACHP**



Any changes to the Section 106 regulations must produce real change in federal behavior.

Tribal special expertise and Indigenous Knowledge must be recognized and integrated at each step in the Section 106 process.

Ensure that consultation with Tribes occurs early enough to shape decisions, and that it's conducted in a manner that respects sovereignty and the rights Tribes hold under the NHPA.

The regulations must reinforce the obligation to identify and consider Properties of Traditional Religious and Cultural Importance to Tribes.

'Streamlining' cannot be used to bypass Tribes, narrow the protection of sacred places, or treat harm as acceptable simply because a timeline is tight.

Documentation standards should be strengthened to serve as practical checkpoints for federal agencies at each step.

Members need to understand the significance this action will have, not only in how Tribes engage in off-Reservation projects, but in how these regulations shape day-to-day operations on Tribal lands.

NATHPO comments



Photo courtesy of the Advisory Council on Historic Preservation

- Advise NATHPO
- Educate Tribal leadership
- Draft comments
- Use forums to find synergy with other Tribes
- Contact ACHP Membership
- Develop solution-oriented recommendations

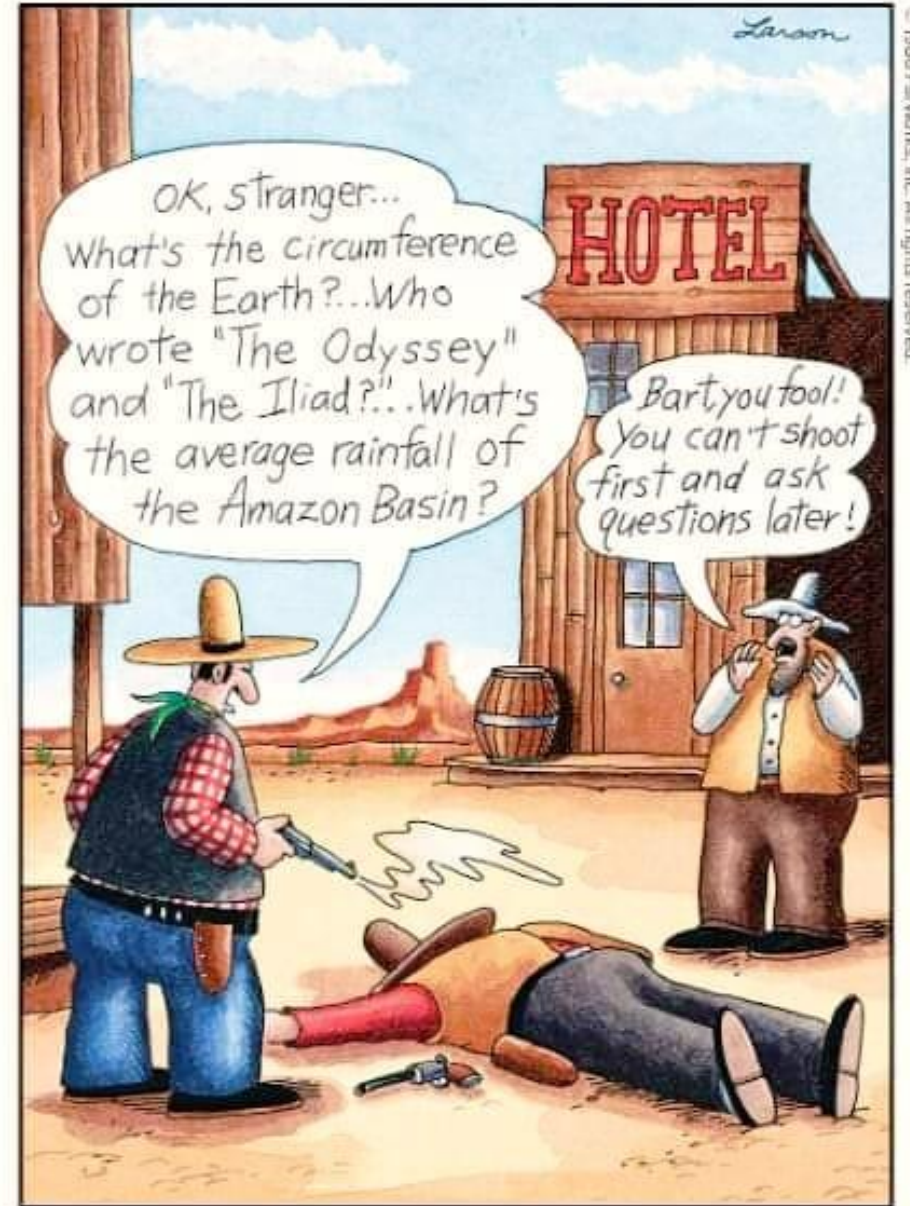
What can Tribal Governments and do?



1. Do you want NATHPO to stand up a dedicated webpage?
2. Continue nationwide working forums?
3. Direct NATHPO funds to facilitate regional working forums?
4. Concerns or recommendations related to current outreach?

Questions for the Board:

Section 106 amendments



Army Warfighting Readiness Program Comment

NATHPO position and requested changes to the Program Comment Plan

Army Warfighting Readiness Program Comment

What a Program Comment is: An ACHP-issued alternative to case-by-case Section 106 reviews for a *category of undertakings*, used in lieu of the standard steps in 36 CFR 800.3 through 800.7.

What the Army is proposing: A Program Comment covering Army warfighting readiness activities and associated infrastructure (buildings, structures, and landscapes), intended to standardize review and support readiness across installations.

Why it matters to Tribes: If adopted, it can reshape how consultation, identification of properties of religious and cultural significance, treatment measures, and dispute pathways function at scale.

Key Dates

May 30, 2025: Army notifies ACHP of intent to seek a PC

July 25: Federal Register notice on the PC Plan

August 25: NATHPO submits comments on the draft PC (5 pages)

December 18: ACHP receives the Army's request and proposed PC

January 9, 2026: ACHP opens "public" review period

January 21 & 23: ACHP hosts nationwide Tribal consultation

January 26: "Public" comment deadline closes

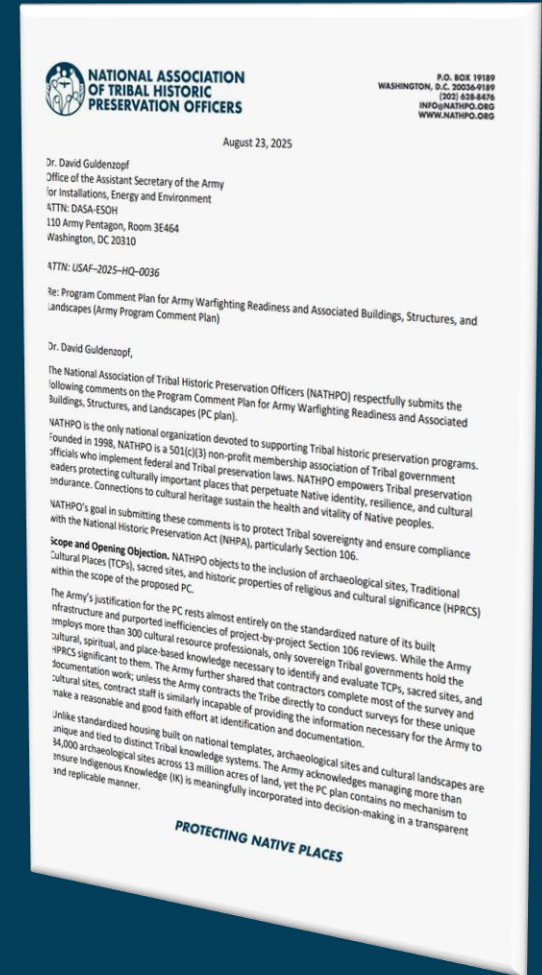
January 29: ACHP member information and comment session

February 6: Army provides updated copy of the PC

February 12: Council members extend review period 45 days

March 12: ACHP member information and comment session

March 29: 45 days after the February 12 Council vote



Army Program Comment Plan:

Summary of highest-impact requested revisions

- Exclude archaeological sites, sacred places, TCPs, and PRCS from the PC scope.
- Integrate ACHP Indigenous Knowledge (IK) Policy throughout, including controls for storage and limited access to sensitive IK; compensate Tribes when agencies request Tribal research/surveys.
- Commit to implementing ACHP Burial Policy and guidance; avoid excavation/data recovery as default mitigation and prioritize preservation in place.
- Require early, direct, and ongoing Tribal consultation under NHPA Section 106 (do not substitute NEPA public comment for government-to-government consultation).
- Remove “acceptable loss” defaults for UXO/contaminated areas; add a Post-Review Discovery process consistent with 36 CFR 800.13.
- Add oversight guardrails: Tribal/NATHPO representation on the Army Historic Properties Review Board; do not supersede existing PAs/MOAs; add time limits and periodic review/reporting to Tribes and NATHPO.

Army Program Comment

NATHPO concerns

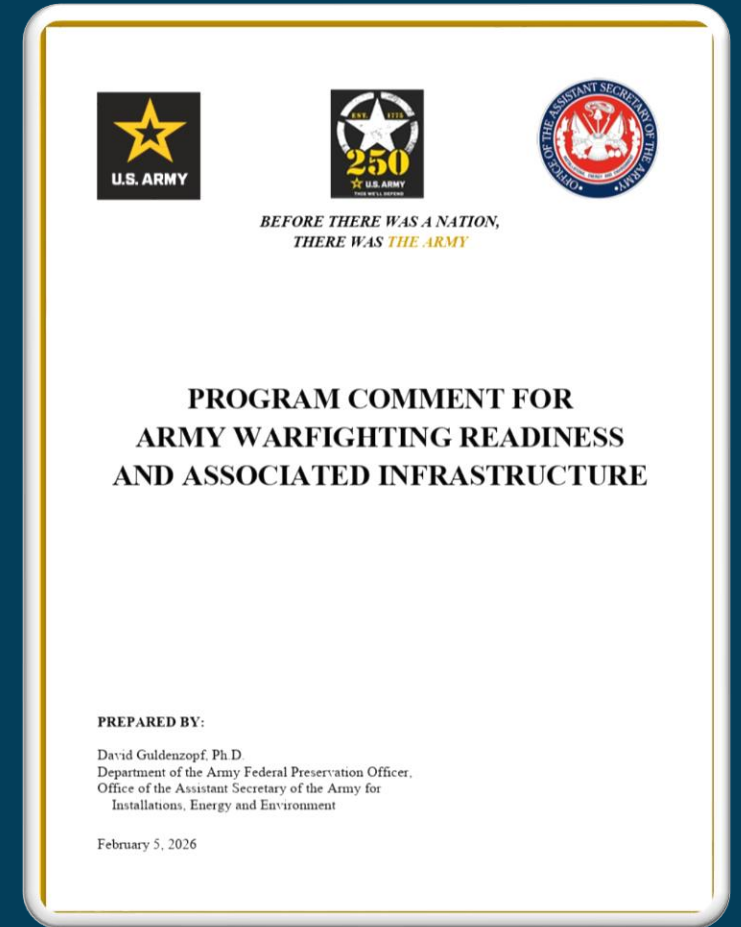
- What is actually covered?
- Extra exemptions
- Identification and evaluation
- Amendments, extension, and duration
- Property of traditional religious and cultural importance
- Mitigation and treatment
- Indigenous Knowledge and compensation
- Tribal roles & Tribal lands
- Installation-level protocols

Next Steps

- NATHPO Policy Forum discussion March 5
- ACHP Member session on March 12
- Updated comments



**NATIONAL ASSOCIATION
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1.0. Introduction

To implement this program comment, the Army may terminate its existing installation-level Section 106 compliance agreements.

No mention of “Tribal Lands” - Section 5 and the Definition for “Installation” both note that This program comment applies to and shall be implemented by the Active Army, Army Reserves, and the Army National Guard (for federal activities), at all installations, facilities, and locations where Section 106 is applicable.

4.0. Program Comment Goal, Category of Undertakings, and Effect

The category of undertakings addressed by this program comment is Army warfighting readiness activities and management actions on associated infrastructure.

Discrete subsets of warfighting readiness activities are detailed in Appendix A, and associated built infrastructure is detailed in Appendix B. ~~All Army associated infrastructure is covered by this program comment, whether or not they are specifically described in Appendix B.~~

5.0. Operating Principles Governing Implementation of the Program Comment

This program comment applies to and shall be implemented by the Active Army, Army Reserves, and the Army National Guard (for federal activities), at all installations, facilities, and location.

While the Army possesses equivalent expertise, knowledge, and access to information regarding historic properties as SHPOs, NPS, and ACHP, it does not possess Traditional Knowledge regarding Federally recognized Tribes and NHOs PTRCI. This program comment ensures that Army installations, through consultation with Federally recognized Tribes and NHOs, consider Indigenous Knowledge and take into consideration the significance that Federally recognized Tribes and NHOs ascribe to PTRCI.

6.1. The Military Landscape and Associated Infrastructure

- This program comment implements the concept of the *military landscape* as the nationwide strategic framework and analytical perspective for warfighting readiness activities.
- The military landscape context recognizes that each Army installation is a continuously evolving historic military landscape. Army military landscapes are defined by ongoing infrastructure change and modification in response to the changing demands of the Army's warfighting readiness activities.
- For Army military landscapes, the critical balance lies in acknowledging that warfighting readiness activities are not external to their history but the very engine driving their historical significance. The military landscape perspective clarifies that streamlining and accelerating execution of the warfighting readiness activities in fact supports the preservation of these historic landscapes.

6.2.1 General Management Procedures

Installations may prepare lists of routine undertakings with known effects that are not adverse, and such routine undertakings will not be subject to further review under this program comment. Lists of routine undertakings not subject to further review will be maintained by the installation CRM.

The passage of time, changing perceptions of significance, or incomplete prior evaluations may require installations to reevaluate properties within the area of potential effects of undertakings that were previously determined eligible or ineligible for inclusion in the National Register of Historic Places.

6.2.3 Tier 2 – Properties of Traditional Religious and Cultural Importance

The relationship between the Army and Federally recognized Tribes is a government-to-government relationship founded on the principle of tribal sovereignty. This unique relationship extends beyond the requirements of the NHPA. The Army is committed to maintaining its ongoing government-to-government relationships with Federally recognized Tribes, and to continuing respectful, consultative relationships with NHOs. Through these relationships, the Army will address the significance

Incorporating Indigenous Knowledge - The Army acknowledges that Indigenous Knowledge is a unique and valuable form of expertise that is not held by the Army, the ACHP, the NPS or by SHPOs. Recognizing the importance of this knowledge, the Army will actively seek and incorporate Indigenous Knowledge from Federally recognized Tribes and NHOs when considering the effects of its actions on PTRCI. Installations will assess how actions under this program comment may affect such properties, considering the cultural values and beliefs associated with those properties. Installations may, subject to the availability of funds, reimburse travel expenses for tribal members and NHO members when consulting and seeking Indigenous Knowledge.

Management Procedure for Properties of Traditional Religious And Cultural Importance – see PC

6.2.6 Mitigation Measure for Adversely Affected Historic Properties

Mitigation measures for properties of traditional religious and cultural importance.

The Avoidance of duplication of effort for pre-1941 built infrastructure.

6.2.9 Procedure for Discovery of a PTRCI

At the soonest possible time following the discovery of a previously unknown historic property, the installation will notify any Federally recognized Tribe or NHO that may attach religious and cultural significance to the affected historic property to determine its status as a PTRCI.

The notification will describe the Army's assessment of National Register eligibility of the property and propose a technically and financially feasible mitigation measure to address the adverse effect. The Federally recognized Tribe or NHO shall respond within five (5) calendar days of the Army's notification with their views on PTRCI status and the proposed mitigation measure.

If the property is confirmed by the Federally recognized Tribe or NHO to be a PTRCI...

8.0 Applicability

This program comment shall be implemented by the Active Army, Army Reserves, and federally supported warfighting readiness activities of the Army National Guard including their federally supported activities on state properties. This program comment shall be applied to Army warfighting readiness activities and emergency operations that may occur on or off of Army installations and facilities.

9.0. Duration

This program comment will remain in effect until such time as the Army FPO determines that this program comment is no longer needed and notifies the ACHP Executive Director in writing, or the ACHP withdraws the program comment in accordance with 36 CFR § 800.14(e)(6) and the withdrawal procedures of this program comment.

10.1. Amendment

Amendment by Chairman, ACHP. The Chairman of the ACHP, or Vice-Chairman (when the Chairman position is vacant), may amend this program comment to extend its applicability to the other military departments of the Department of Defense. The ACHP will notify the military departments of such amendment and will publish notice in the Federal Register regarding such amendment within 30 days after the Chairman/Vice Chairman's issuance of the amendment.

11.0. Definitions - Property of Traditional Religious and Cultural Importance

Property of traditional religious and cultural importance means any specific, discrete, narrowly delineated geographic location that is identified by an Indian tribe or NHO as important by virtue of its established religious or cultural importance to a tribe or NHO; provided that the tribe or NHO has informed the Army of the existence of and the specific geographical location of such a property.

§ 302706. Eligibility for inclusion on National Register

(a) IN GENERAL.—Property of traditional religious and cultural importance to an Indian tribe or Native Hawaiian organization may be determined to be eligible for inclusion on the National Register.

(b) CONSULTATION.—In carrying out its responsibilities under section 306108 of this title, a Federal agency shall consult with any Indian tribe or Native Hawaiian organization that attaches religious and cultural significance to property described in subsection (a).

ACHP Cultural Resource Data Platform

Agentic AI and GIS integration: “benefits” for siting and serious Tribal data risks



Cultural Resources Data Platform

Introduction for ACHP members



February 12, 2026

ACHP Business Meeting

Project Goals

- Use AI-driven tools to make access to information about where historic properties have been identified easier and more available in early project planning
- Leverage data to help project planners avoid conflicts with historic properties
- Time savings and cost efficiencies
- Improvement to the overall permitting process



Planned Capabilities

- AI agents retrieve relevant geographical and cultural resources data remotely from disparate systems
- Generate a project research report to inform early project planning
- Offer visual simulation tools to help predict potential resource impacts based on geography
- Optimize location or route planning

Benefits

Federal agencies/Applicants:

- Process efficiencies where avoidance strategies are identified
- “Eyes wide open” to plan for consultation, identification
- Time and cost savings in data gathering

States, Tribes, other preservation stakeholders:

- Connect agencies and applicants to the most relevant data sources
- Flag areas earlier where historic property conflicts could arise



Next Steps

- Data landscape survey
- Proof of concept within six months
- Identify partner agencies for pilot
- Pilot system testing and refinement
- Soft launch approximately 15 months
- Public availability in approximately 18 months





NATHPO Land Area & Name Directory

There are 10 Tribes to be contacted

Tribe: Tribe M

THPO: THPO M

Phone: (555) 555-0011

Email: thpo_m@tribem.org [Send Email](#)

1 of 10

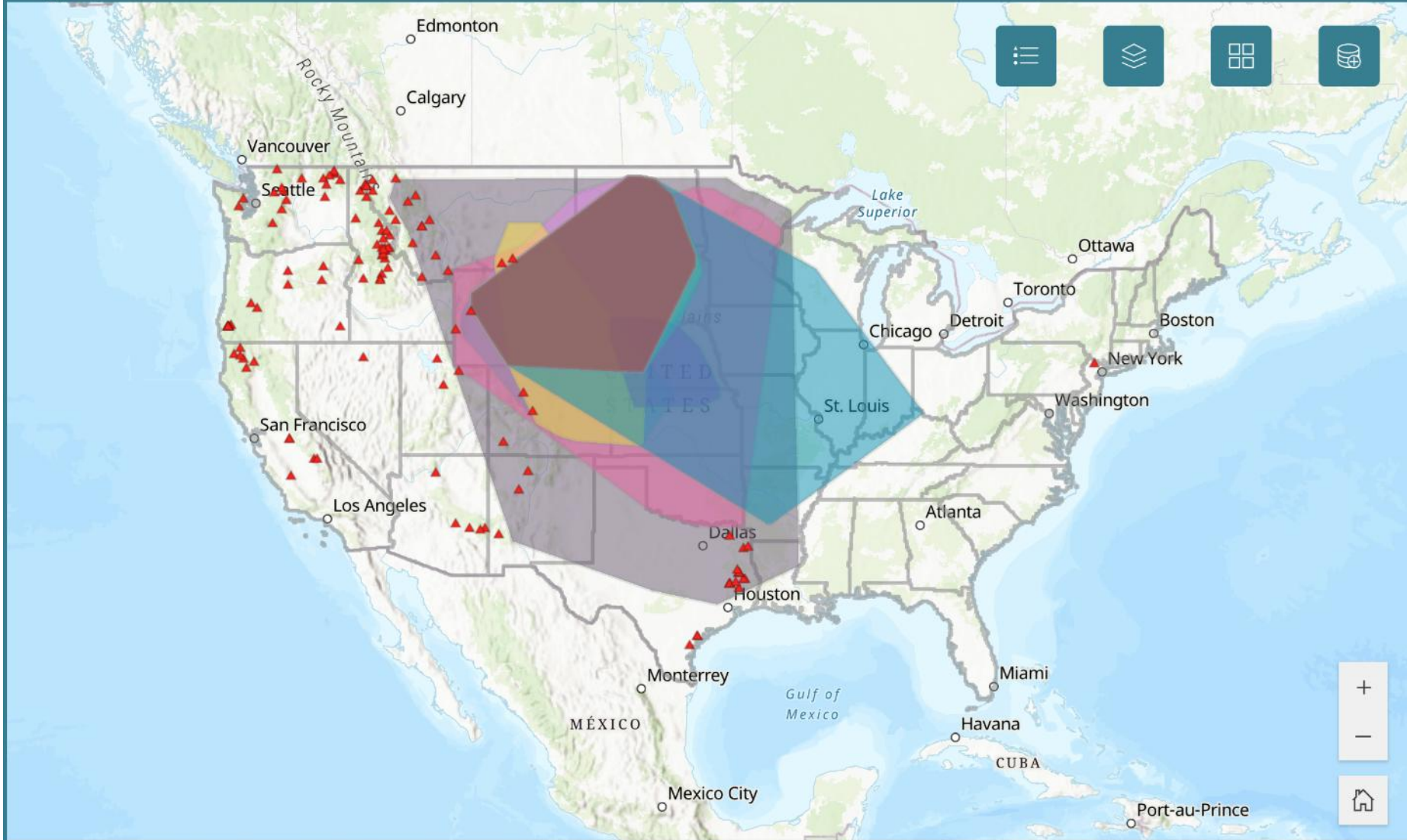
Map labels: Oregon, Idaho, Wyoming, Utah, Colorado, Rocky Mountains, Salt Lake City, Denver.

Esri, USGS | Lincoln County, WY, Esri, TomTom, Garmin, FAO, NOAA, USGS, EPA, USFWS | Sources: Esri; U.S. Department of Commerce, Census Bur... Powered by Esri





NATHPO Land Area & Name Directory



Esri, USGS | Esri, TomTom, Garmin, FAO, NOAA, USGS, EPA, USFWS | Sources: Esri; U.S. Department of Commerce, Census Bureau; U.S. Department... Powered by Esri



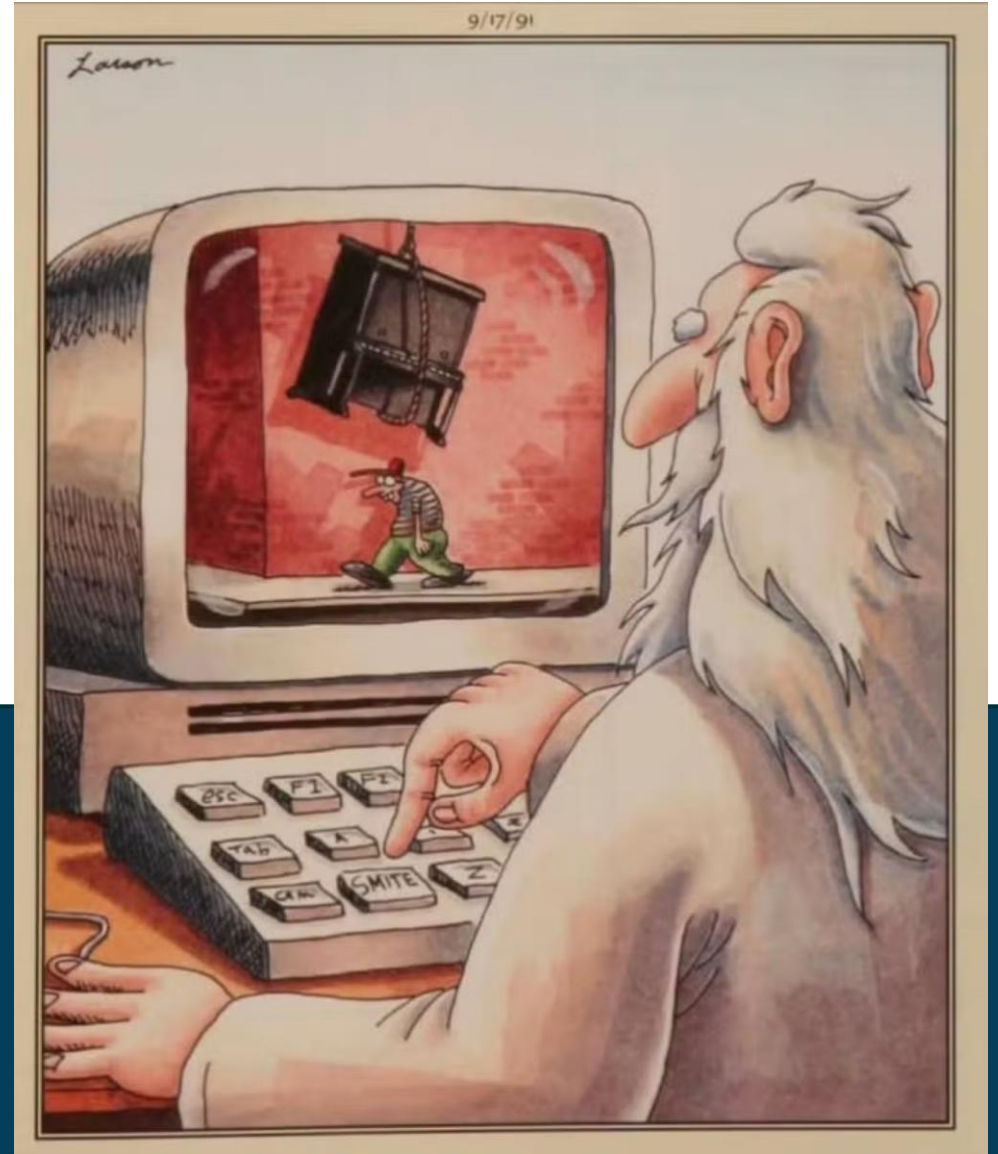
- **Original impetus was to give emergency managers quick access to THPO contact information during incidents.**
- **Funding provided by Inland Oil Spill Preparedness Program of DOI, NPS, and USFS.**
- **The database will be provided and managed by Tribal Nations through NATHPO; no federal agency or organization will have ownership or control.**

- **NATHPO will house, maintain and update LAND but the database will contain only information provided by Tribes.**
- **Areas of interest (AOIs) and contact information are the key components. These are determined by the Tribes and can be changed by request at any time.**
- **It is essential that the data will be publicly available. AOIs should be generalized to protect sensitive locations.**

- **The database will be made available to Tribal Nations, state and federal agencies, and other authorities through a web-base map application.**
- **The Working group and regional meetings will help guide database and application development as well as future direction.**
- **Premiere point-of-contact database for use during not just emergencies, but also project planning and Section 106 reviews.**

1. ACHP requested a meeting with NATHPO – date is TBD
2. Request made to ACHP to “collaborate” with NATHPO’s LAND project
3. Adopt a statement/motion/resolution on the use of AI and Tribal Cultural Knowledge?

Conflict – Concern - Action

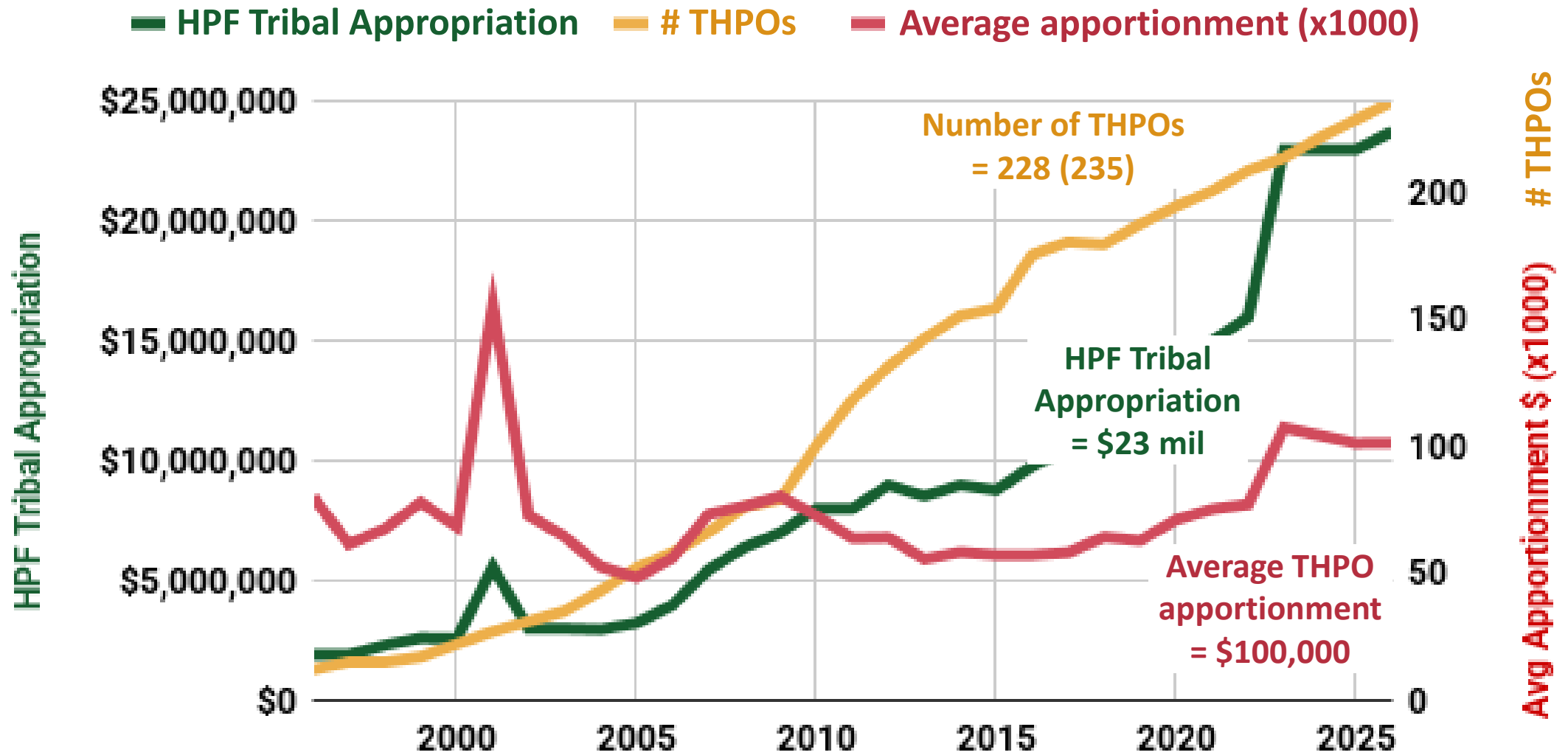


NATHPO

- Nationwide Tribal NGO est. 1998
- Voting member: Advisory Council on Historic Preservation
- Advocacy in Washington, DC
- Consultation guidance & funding vehicle
- Coordination & communication
- Tools, information & resources
- Community & partnership building, annual conference
- Protecting Native Places grants to members!
- LAND Directory
- Follow us on FB, X, & LinkedIn and subscribe to email



Historic Preservation Fund Appropriations for Tribes



The **number of THPOs** increases each year. For the **average apporportionment per THPO** to actually increase, the **HPF Tribal appropriation** must begin to keep pace.

Funding!

Appropriations

- Small increase in FY26 keeps average apportionment level
- THPO and SHPO in the bill itself for the first time
- Asking for \$34 million (again) for FY27
- Level is not level!

Reauthorization

- Bold version of bill with 2 key provisions:
 1. 20% minimum set aside for THPOs
 2. NPS reports to Congress on growing number of THPOs

FCC Rulemaking

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION**

In re.
MODERNIZING THE COMMISSION'S
NATIONAL ENVIRONMENTAL POLICY
ACT RULES

WT Docket No. 25-217
FCC 25-47

**REPLY COMMENTS OF THE NATIONAL ASSOCIATION OF TRIBAL HISTORIC
PRESERVATION OFFICERS AND THE NATIONAL CONGRESS OF AMERICAN
INDIANS**



- 2018 2nd Report & Order
- 2019 DC Circuit Court Ruling
- 2025 NEPA regulations rescinded
- Current proposed rulemaking
- NATHPO/NCAI letter: <https://www.nathpo.org/nathpo-advocacy/>



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