

2019

Centennial Accord Agency Highlights



Governor's Office of Indian Affairs
November 2019

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TABLE OF CONTENTS

1	Introduction from Executive Director Craig A. Bill
2	Washington State Attorney General's Office
4	Department of Agriculture
6	Department of Archaeology & Historic Preservation
8	Department of Commerce
9	Washington State Conservation Commission
10	Department of Corrections
12	Department of Children, Youth, and Families
15	Department of Ecology
17	Employment Security Department
19	Department of Enterprise Services
21	Department of Financial Institutions
22	Department of Fish and Wildlife
28	Washington State Gambling Commission
30	Washington State Department of Health
31	Health Care Authority
32	Washington State Historical Society
33	Office of the Insurance Commissioner
35	Department of Labor and Industries
37	Department of Licensing
38	Washington State Liquor and Cannabis Board
39	Washington's Lottery
40	Washington Military Department
42	Office of Minority and Women's Business Enterprises
43	Washington State Department of Natural Resources
45	State Parks and Recreation Commission
47	Puget Sound Partnership
48	Recreation and Conservation Office
50	Results Washington (Office of the Governor)
51	Department of Revenue
52	Office of the Secretary of State
54	Department of Social and Health Services
62	Office of Superintendent of Public Instruction
66	Washington Traffic Safety Commission
68	Department of Transportation
69	Utilities and Transportation Commission
70	Department of Veterans Affairs
71	Washington State Patrol



STATE OF WASHINGTON
GOVERNOR'S OFFICE OF INDIAN AFFAIRS

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November 7, 2019

Greetings,

On behalf of the state of Washington, the Governor's Office of Indian Affairs is proud to present the "2019 Centennial Accord Agency Highlights." This annual report is mandated under chapter 43.376 RCW (Government to Government Relationship with Indian Tribes).

The report summarizes the work that state agencies have completed this past year to strengthen the government-to-government relationships with tribes. Also included are many great examples of successful state-tribal collaboration which have led to positive benefits for all communities.

While this report showcases just the past year's efforts, there is still much work to be done and future successes to be achieved.

Thank you for your interest.

Respectfully,

A handwritten signature in black ink that reads "Craig A. Bill". The signature is written in a cursive, slightly stylized font.

Craig A. Bill
Executive Director

WASHINGTON STATE ATTORNEY GENERAL'S OFFICE

SUMMARY

Under the Washington State Constitution and state statutes, the Attorney General has a dual role. The Office of the Attorney General serves as the law firm representing the state of Washington and its agencies. The Attorney General also has the power to bring affirmative cases as “the people’s lawyer” to represent the public interest.

HIGHLIGHTS

This year, Attorney General Ferguson implemented an internal policy to strengthen the government-to-government relationship between the AGO and tribal governments, pursued litigation to ensure environmental protections and continued to defend ICWA’s constitutionality. The office also supported community efforts in Indian Country to address law enforcement training issues, and supported the Native American Voting Rights Act (SB 5079) and legislation to ensure the admissibility of tribal court records in all Washington state courts (SB 5083).

Tribal notice, consent and consultation policy – On May 10, Attorney General Ferguson adopted an internal policy that covers AGO commitments to consent, consult and notice with tribal governments. The goal of this policy is to strengthen the government-to-government relationship between tribes and the state and to ensure mutual respect for the rights, interests and obligations of each sovereign.

Defending the Indian Child Welfare Act – Washington continued its efforts to defend ICWA. On Jan. 13, 2019, Washington joined a bipartisan coalition of 21 states in an amicus brief urging the federal appeals court to preserve ICWA by reversing the district court’s order finding ICWA unconstitutional.

Protecting the environment

- On June 6, Attorney General Ferguson filed a lawsuit in U.S. District Court for the Western District of Washington challenging the Environmental Protection Agency’s decision to revise Washington’s water quality standards that apply specifically to the state.
- The AGO filed a brief in support of the Swinomish Indian Tribal Community in *Swinomish Indian Tribal Community v. BNSF Railway Company* supporting the position that the Interstate Commerce Commission Termination Act does not preempt the federal Indian Right of Way Act, federal common law or the Treaty of Point Elliott of 1855.
- The AGO has partnered with the Confederated Tribes of the Colville Reservation to hold Teck Cominco, a Canadian mining company, accountable for polluting the Columbia River.
- The AGO issued comments objecting to the U.S. Navy’s proposed five-year plan to use sonar and explosives that are harmful to marine animals, including endangered southern resident orca whales.

Addressing community policing challenges – Attorney General Ferguson recently voted to require all Washington law enforcement to receive training on “the history of police interaction with Native American communities ... and how to meet the new state law requirements for notification of tribal governments when a tribal person is killed or injured.”

STAFF CONTACT

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DEPARTMENT OF AGRICULTURE

SUMMARY

The Washington State Department of Agriculture serves all the people of Washington by supporting the agricultural community and promoting consumer and environmental protection. The agency accomplishes its mandate through programs that ensure the safety of the state's food supply, provide food assistance, regulate the use of farm chemicals, halt the spread of plant and animal pests and diseases, verify the quality of agricultural products and expand markets for Washington foods both in the state and overseas.

Under Director Derek Sandison, WSDA is working to increase its availability to tribal officials to establish government-to-government relationships on agricultural issues and their effect on tribal lands and economies. The agency's main interactions with tribes fall into five categories:

- Management of food safety, animal health and pesticide and dairy nutrient regulatory programs within and across tribal reservation boundaries.
- Assistance to small and medium-sized agricultural businesses to develop domestic and international markets for farm products.
- Support of sustainable rural communities, agriculture and natural resources through a variety of outreach, education and technical assistance tools and projects.
- Food assistance programs that assist local and tribal organizations in providing emergency food to low-income and vulnerable individuals.
- Cooperative efforts to manage and eliminate invasive species that threaten environmental quality, native species and economic productivity.

HIGHLIGHTS

- Twenty-nine tribes use the Food Assistance programs' state funds to distribute food through their tribal food pantries and to issue food vouchers to lower-income and vulnerable individuals. In fiscal year 2019, the Food Assistance programs will grant tribes \$512,195 in state funds to provide those services. Using the state funds, tribal food pantries then will distribute more than 230,000 pounds of food to 600 families who are on pace to visit the food pantries an average of four times a quarter in 2019. In that same period, tribes will also provide 3,000 families with food vouchers valued at \$383,000 that are exchanged for food at local grocery stores. These families will receive vouchers an average of 2.15 times per year. The Food Assistance programs also assist tribes in distributing federal commodities. (June 2019 data is projected in the total calculations; figures have not yet been finalized.)
- The Dairy Nutrient Management Program, which regulates nutrient management (manure and process wastewater) on dairies, reports to the tribes on water quality issues arising from dairies. These include discharges to surface water that could affect fish habitat and shellfish harvests. WSDA participates in discussions on water quality issues that include the Lummi Nation, Muckleshoot Indian Tribe, Nooksack Indian Tribe, Samish Indian Nation and Tulalip Tribes. When requested, WSDA also provides assistance to tribal natural resource agencies in responding to nutrient management issues affecting tribal lands. WSDA is supporting the Governor's Office transboundary discussions with British Columbia, which includes

coordination with the Lummi and Nooksack tribes. WSDA participates in meetings, shares data and coordinates water sampling events with transboundary partners (tribal, federal, state and local government agencies), with the focus on pathogen inputs to the Nooksack Watershed.

- The Pesticide Management Program continues to provide certification and licensing, registration and compliance technical assistance related to fertilizer or pesticide issues. The division maintains a strong working relationship with the Confederated Tribes and Bands of the Yakama Nation and the federal Insecticide, Fungicide, and Rodenticide Act inspector working on the Colville, Nez Perce and other tribal lands in northeastern Washington through Environmental Protection Agency Region 10 coordination. The Pesticide Management Division also provides technical expertise related to pesticide and/or fertilizer use on cannabis crops grown throughout Washington, including on tribal lands, if requested. In addition, the program provides updates on requests for emergency exemptions for the use of pesticides on tribal lands, copies of emergency exemptions and approved labels granted by the EPA and special local need registrations.
- The Food Safety Program inspects, licenses and provides technical assistance and outreach to food processing businesses, including seafood handling facilities. These include tribal-owned businesses and businesses operated on tribal land for those foods that enter into commerce off tribal land.
- Through interaction with national pesticide regulatory organizations, Natural Resources Assessment Section leadership coordinates with tribal partners on pesticide programs throughout the Pacific Northwest. NRAS also continues to work with the Confederated Tribes and Bands of the Yakama Nation to collect surface water samples on reservation land and analyze those for pesticide residues that may harm aquatic life.

STAFF CONTACT

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DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

SUMMARY

The Department of Archaeology and Historic Preservation is the state's sole agency with the mission to preserve and protect Washington state's cultural resources. We have project review authority under federal law and the federal agency is responsible to consult with tribes. However, DAHP considers it a state responsibility to ensure federal consultation occurs and is conducted in a meaningful way. Under state law, DAHP is required to solicit comments from affected tribes prior to making a decision on archaeological and Native American burial excavation permits.

HIGHLIGHTS

- DAHP developed and implemented rules for expedited permitting of low-risk monitoring projects under WAC 25-48, in consultation with tribal partners individually and collectively at a public meeting.
- Continued development of the State Historic Preservation Plan for the 2020–25 plan cycle, including an updated Historic Preservation and Native American Values statement.
- Opened 48 new human skeletal remains cases in 2018 and 20 so far in 2019, bringing the total number of cases opened and investigated since August 2008 to 577 cases.
- Notified affected tribes of 445 nonforensic human skeletal remains cases since August 2008.
- Notified affected tribes of the State Physical Anthropologist's determination of ethnicity on 437 cases since August 2008.
- Repatriated or reburied in place 308 human skeletal remains cases. Are temporarily holding 133 cases for repatriation at the request of tribes or are requiring repatriation outside of Washington or are non-Indian. Remaining cases are nonhuman, forensic and returned to respective coroners, or were handled by federal agencies under Native American Graves Protection and Repatriation Act.
- The Legislature provided funding for DAHP to have a disaster recovery system for WISSARD.
- Congress designated the Washington coastline from Grays Harbor County through the San Juan Islands as a Maritime Washington National Heritage Area.
- Recorded a total of 2,948 cemeteries and burial sites in the state since August 2008.
- There are now 131 active data-sharing users on the archaeological and architectural website. All archaeological users signed confidentiality agreements.
- Issued 71 excavation permits in 2018. A total of 91% were issued within the 60-day time frame.
- Shared data with 31 tribal governments on a regular basis.
- Organized and hosted summit with tribal partners, federal and state agencies, and consulting archaeologists on traditional cultural properties. Upcoming summit in October 2019 will focus on improving archaeological reports.

- Participated in and provided instructors for the multi-agency cultural resources training in Ellensburg. Agency partners are Washington Department of Transportation, Washington State Parks and Recreation Commission, Washington Department of Fish and Wildlife and Department of Natural Resources. Train 50 agency staff annually. Tribal partners included staff from the Confederated Tribes and Bands of the Yakama Nation and the Confederated Tribes of the Colville Reservation.
- Participated in multi-agency and multi-tribal cultural work groups for the Columbia and Snake River systems, the Upper Columbia cleanup, Hanford cleanup and Federal Energy Regulatory Commission licensed reservoirs.
- Participated in the natural resource damage assessments for oil spill response. Assessed impacts to archaeological and cultural resources across the state and the Northwest region.

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DEPARTMENT OF COMMERCE

SUMMARY

The Department of Commerce's purpose is to help strengthen communities, including working with tribes in government-to-government relationships on a broad range of programs and services. Program areas include infrastructure, clean energy, economic development, community development, housing and social services.

HIGHLIGHTS

- \$250,000 is being provided to the United Indians of All Tribes Foundation in Seattle for a capacity-building initiative to promote and improve educational, cultural and social services for Native American communities in Washington.
- The Community Economic Revitalization Board has approved funding for several tribal broadband/communications projects, including:
 - \$50,000 grant to the Lummi Nation for a Community Broadband Road Map Plan.
 - \$600,000 (\$450,000 loan/\$150,000 grant) to the Nisqually Indian Tribe for the Nisqually Community Broadband Project.
 - \$450,000 (\$225,000 loan/\$225,000 grant) to the Jamestown S'Klallam Tribe for the Jamestown Cell Tower Project.
 - \$50,000 grant to the Makah Tribe for a Makah Tribe Communications Master Plan.
- Seven tribes are receiving \$617,500 of low-income weatherization funds for homes. The funding includes a new healthy homes approach for services to make homes safer for those with respiratory illnesses.
- The Sexual Assault Services and Prevention Activities in Native American Communities grant program has awarded \$470,866 to five tribes.
- Commerce Director Lisa Brown and agency leaders have visited several tribes to learn about their priorities and to identify ways to support priority projects.
- The Public Works Board has received \$25 million from the Legislature to invest in broadband needs around the state. Tribes will be eligible for the funding, which will be available later this year.
- During the 2019 legislative session, the Clean Energy Transformation Act was passed, directing Commerce to lead development of a state energy strategy which will involve requesting tribal participation in the planning effort.
- Commerce is able to offer technical assistance to help tribes get projects within designated opportunity zones "investment-ready." In addition, Commerce is working to make introductions between foundations and social impact investors who are expressing interest in projects led by or in partnership with tribes. Commerce and our partners have met with economic development, planning or housing representatives from 17 tribes.

STAFF CONTACT

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WASHINGTON STATE CONSERVATION COMMISSION

SUMMARY

The mission of the Washington State Conservation Commission is to conserve natural resources in collaboration with conservation districts and other partners. The SCC and conservation districts offer voluntary, incentive-based services that engage and assist landowners with conservation projects. Tribes are a critical partner in this work. Together we achieve mutual natural resource goals for communities, the state and tribal nations.

HIGHLIGHTS

- SCC staff and our vice chair attended the National Association of Conservation Districts Tribal Outreach and Partnership Resource Policy Group meeting in February 2019.
- SCC awarded \$267,000 to the Lummi Nation and the Whatcom Conservation District to enhance 25 acres of tidelands for cultivation of Manila clams and to reduce the impact of shellfish harvest closures in Portage Bay on this nation of fishermen.
- SCC awarded funding to a coalition of partners, including Pacific Conservation District and the Shoalwater Bay Indian Tribe, to address erosion at Washaway Beach that threatens culturally significant areas, communities and cranberry farms.
- Through our Natural Resource Investments program, we funded conservation districts to assist landowners with planting over 1,400 feet of riparian buffer.
- All 27 counties participating in the Voluntary Stewardship Program have state-approved work plans to protect critical areas, which are now being implemented. Two counties (Thurston and Chelan) will report on progress by the end of 2019.
- The Conservation Reserve Enhancement Program remains the state's largest riparian enhancement program for salmon, but the program has struggled due to the capital budget delay. Funding was reduced for CREP this legislative session; SCC is concerned about how this will impact progress on salmon recovery.
- As they have for many years, conservation districts continue to be the lead on more than 50% of fish passage projects funded by the Family Forest Fish Passage Program.
- Thurston Conservation District worked with the Squaxin Island Tribe to restore native prairie habitat in the Steamboat Island community, including by planting camas, a culturally important food cultivated by indigenous peoples.
- Kittitas County Conservation District is co-leading the five-year Yakima Integrated Plan in partnership with the Confederated Tribes and Bands of the Yakama Nation. The district is completing projects that improve in-stream habitat and conditions for ESA-listed fish in the Yakima River Watershed.
- Underwood Conservation District partnered with the Yakama Nation Fisheries Program to enhance habitat in Rattlesnake Creek for steelhead and salmon.

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DEPARTMENT OF CORRECTIONS

SUMMARY

Mission: To improve public safety.

The current population under the Department of Corrections' jurisdiction is approximately 39,000 individuals. As of June 2019, 5.4% of those incarcerated and 4.4% of those on supervision identify as American Indian/Alaskan Native. There is currently a 40.1% recidivism rate among the American Indian/Alaskan Native population. Currently 1.6% of staff identify as American Indian/Alaskan Native.

HIGHLIGHTS

Giving back/community service

- Clallam Bay Corrections Center donated more than 200 lbs. of produce to tribal food banks.
- Traditional crafting and regalia programs are available at all facilities and this regalia is donated to native youth communities.
- Olympic Corrections Center provides assistance with sandbagging to the Hoh Indian Tribe, Quileute Tribe and Quinault Indian Nation when there is flooding.
- Olympic Corrections Center donates items from its woodshop for auction benefiting the Cherish Our Children Fund, a joint effort between the Quileute Tribe and the city of Forks.

Cultural programming

- Red Willow Women's Circle at Mission Creek Corrections Center for Women.
- White Bison Recovery Program at several correctional facilities.
- 21 native circles in facilities: Each native circle holds an annual pow wow in which families and tribal and community members participate to maintain ties to tradition and culture. Native circles also participate in sweat lodge ceremonies and change of seasons ceremonies.

Education

- Monroe Correctional Complex, in partnership with University Behind Bars, provides a Native American culture class.
- Airway Heights Corrections Center offers a basket-weaving workshop to the Native American/Alaskan Native population.

Collaboration and partnerships

- Currently working on an intergovernmental agreement between the department and the tribes through their individually designated representatives.
- Continued partnership with Native American Reentry Services to provide traditional Native American religious and spiritual services to support the spiritual growth of the Native American/Alaskan Native population.

- HEAL for Reentry offers support to tribes in an advisory role, encouraging positive relationships between tribes and the department.
- United Indians of All Tribes Foundation's Native Workforce Services Program provides workforce development support for tribal members releasing to King and Pierce County. Its staff also participates in facility pow wows to engage with incarcerated tribal members, offering support upon release.
- The Puyallup and Nisqually tribes have funded travel expenses for a drum group of formerly incarcerated tribal members, allowing them to attend facility pow wows.
- Washington Corrections Center is partnering with the Squaxin Island Tribe to replace the totem poles at the facility with an appropriate, respectful native display to honor their partnerships with the tribes.

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DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

SUMMARY

The Department of Children, Youth, and Families is one-year young as a cabinet-level agency focused on the well-being of children. Our vision is to ensure that “Washington state’s children and youth grow up safe and healthy — thriving physically, emotionally and academically, nurtured by family and community.” Through the leadership of Secretary Ross Hunter, DCYF’s guiding principles include a relentless focus on outcomes for children; a commitment to collaboration and transparency; a commitment to using data to inform and evaluate reforms, leveraging and aligning existing services with desired child outcomes; and a focus on supporting staff as they contribute to the agency’s goals and outcomes.

DCYF created the Office of Tribal Relations to advocate for the delivery of DCYF services that are of high quality and culturally sensitive and to ensure Indian tribes can access DCYF services in a timely manner. The OTR is composed of a tribal liaison in each of DCYF’s six regions, an Indian child welfare program manager, an early learning liaison and a director of tribal relations who reports directly to Secretary Hunter. Other divisions in the agency have added staff dedicated to supporting tribal work, including a tribal licensing support specialist, a government & partnership liaison with Early Achievers, a tribal early support for infant & toddler’s specialist and a tribal Early Childhood Education and Assistance Program specialist.

HIGHLIGHTS

Meetings, summits, conferences, etc.

- Continue work with Alliance with input from the tribes to develop key ICW training for DCYF staff.
- Collaborative work with the tribes for the statewide ICW Case Review in 2019, including development of the review tool.
- Office of Tribal Relations participated in panel discussion for both tribes and state staff at Children’s Justice Program.
- Third Annual Washington State Tribal Early Learning Language Summit was held in partnership with and hosted by the Lummi Nation.
- DCYF partnered with the Tulalip Tribes, the American Indian Health Commission and other state partners for the Sixth Annual Maternal Infant Early Childhood Health and Home Visiting Summit.

Policy

- DCYF partnered with the Attorney General’s Office to file an amicus brief in the Brackeen v Bernhardt (formerly known as Zinke) case supporting the constitutionality of the Indian Child Welfare Act.
- In partnership and consultation with tribes, the DCYF 10.03 Government-to-Government Relations Tribal Consultation policy was finalized and went into effect Dec. 31, 2018.
- In accordance with the 10.03 policy, DCYF conduct 40+ quarterly meetings with tribes for the evaluation of the annual action plans and year in review progress reports. DCYF is carrying over the JR 7.01 plans and will develop early learning 10.03 plans.

- The Tribal Policy Advisory Committee is to be established; DCYF is still recruiting and seeking delegates from each tribe through tribal resolution or official letterhead. The primary focus of TPAC is to inform DCYF leadership on tribal priorities on child welfare, early learning and juvenile rehabilitation programs and provide an avenue for dialogue on substantive issues affecting children and families in tribal communities. TPAC is intended to be an enhancement of the tribal consultation process by helping identify potential roundtable issues, but will not take the place of formal consultation.

DCYF still convenes monthly Indian Child Welfare, quarterly Indian Policy for Early Learning and quarterly Juvenile Rehabilitation subcommittee meetings. All tribes and recognized American Indian Organizations are invited (in person, conference call or WebEx options) to participate.

Memoranda of understanding with tribal governments

- Continued work on completing MOUs with each tribe that would like an agreement. These MOU's help establish clear roles and responsibilities for how DCYF will work with each tribe.

Contracts/grants

- Tribal ICW contracts for upcoming fiscal year received a 5% increase.
- ECEAP is Washington's pre-kindergarten program for 3- and 4-year-old children from families with low incomes. ECEAP has 10 sites operated by tribal organizations: Kalispel Tribe of Indians, Lummi Nation, Puyallup Tribe, Sauk-Seattle Indian Tribe, Spokane Tribe of Indians, Squaxin Island Tribe, Suquamish Tribe, Swinomish Indian Tribal Community, Tulalip Tribes and Salish School of Spokane.

STAFF CONTACT

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JUVENILE REHABILITATION

SUMMARY

Juvenile Rehabilitation provides rehabilitation and reentry services to Washington's highest-risk youth who have been committed to JR custody by the county juvenile courts. With the passage of recent legislation, JR also will now serve youth and young adults committed through juvenile and adult court up to age 25. The courts follow prescribed sentencing guidelines to determine which youth will be committed to JR. These youth typically have committed many lower-level offenses or have committed a serious crime. On July 1, 2019, JR joined the Department of Children, Youth, and Families, and we are confident that alignment in the new state agency will help us build even stronger foundations with the youth and young adults in our care. JR continues to retain and expand on our government-to-government relationships with federally recognized tribes of Washington state and recognized American Indian organizations and enhanced services for American Indians and Alaska Native (AI/AN) youth and families, including the development of a religious access policy in partnership with tribal leaders. For the time frame of September 2018 through June 30, 2019, 61 AI/AN youth were provide with JR rehabilitation services.

HIGHLIGHTS

1. JR continued to work with interested tribes in establishing residential custody services agreements. The passage of SB 6115 in 2018 clarified the authority of DCYF to enter into local tribal agreements with tribes. Now JR can provide residential custody rehabilitation services to AI/AN youth adjudicated and sentenced by a tribal court of any federally recognized Indian tribe in Washington. Since 2018, six tribes entered into RCSAs and 10 are pending signature via required tribal protocols.
2. Fifteen tribes received staff training in Washington State Aggression and Replacement Training. Six of those tribes culturally enhanced the WSART curriculum and renamed it.
3. JR facilities continue cultural programming and religious services consistent with the beliefs, values and culture of the AI/AN juvenile's community.
 - Naselle Youth Camp held an annual potlatch in November and Green Hill School held an annual pow wow in April that families, stakeholders and elders attended.
 - Green Hill and Naselle hold regular sweat lodge services and smudges. Echo Glen Children's Center and the Snoqualmie Indian Tribe are working to reconstruct Echo's sweat lodge.
 - GHS Native Circle celebrated a Change of Season ceremony and a new Inipi was built as part of the celebration. Mentors, youth and staff participated and shared a meal.
 - EGCC youth participate in the Snoqualmie Indian Tribe canoe pull at Lake Sammamish.

STAFF CONTACT

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DEPARTMENT OF ECOLOGY

SUMMARY

The Department of Ecology works with tribes in partnerships to protect, preserve and enhance Washington's land, air and water for current and future generations. Ecology and tribes consult and coordinate frequently on projects throughout the state in connection with water quality permits, water cleanup plans, water right actions, shoreline management, spill response, toxic cleanup, environmental impact assessments and in other important areas. Each reservation is effectively a neighboring state under federal environmental laws, and Ecology works with tribes to coordinate on cross-border flows, consistent with our respective authorities. Over the past year, Ecology's 10 environmental programs have had many significant government-to-government interactions with tribes.

HIGHLIGHTS

Port Gardner natural resources damages settlement

In May 2019, the Port Gardner Bay Trustees, including the Tulalip Tribes, Suquamish Tribe, federal agencies and Ecology, reached a momentous agreement with the Port of Everett to invest in new salmon habitat north of Everett in exchange for settling natural resources damage liability from years of industry on Everett's waterfront. It will restore habitat that is critical to protecting and supporting treaty-reserved fisheries and the natural and cultural resources of the tribes.

The Blue Heron Slough project will restore 338 acres of intertidal estuarine and upland habitats along Interstate 5 in the lower Snohomish River estuary, reconnecting these habitats to the Snohomish River watershed and Puget Sound and preserving open space. It will benefit various threatened species, including the Chinook salmon, which are the primary food source of the Southern Resident killer whale.

The activities on the restoration site will increase the tidally influenced acreage in the Snohomish River Estuary by approximately 13%. The site was identified as one of the key locations for salmon recovery in the 2005 Snohomish River Basin Salmon Conservation Plan.

Upper Columbia River cleanup advanced by Supreme Court

In a landmark case that culminated at the U.S. Supreme Court in June 2019, the Confederated Tribes of the Colville Reservation and the state successfully defended U.S. laws that hold a Canadian polluter accountable for pollution sent into Lake Roosevelt.

Teck Metals, a large lead and zinc smelter on the Columbia River just a few miles north of the border, has dumped millions of tons of toxic waste into the river for over a century. The litigation began in 2004 after the company refused to abide by a U.S. Environmental Protection Agency order requiring Teck to assess the pollution and identify cleanup options. Teck argued that the EPA did not have jurisdiction over a Canadian company. Individual members of the Colville Tribes sued with Washington State as co-litigants. The Confederated Tribes of the Colville Reservation later joined the litigation.

The Supreme Court's decision not to hear the company's appeal of a Ninth Circuit Court of Appeals ruling means that Teck Metals will have to pay the Confederated Tribes of the Colville Reservation more than \$8.5 million to recover the tribes' costs to litigate that question.

The case affirms that U.S. federal environmental law applies to a Canadian company when it disposes of hazardous substances in the United States. Teck had claimed that U.S. courts lack jurisdiction over the company, but the Ninth Circuit found it “inconceivable” that Teck did not know its toxic waste was aimed at Washington when it discharged it directly to the Columbia River a few miles upstream from the United States.

Chairman of the Confederated Tribes of the Colville Reservation Business Council Rodney Cawston observed “This is a great example of what can be accomplished when two sovereigns — the Colville Tribes and the state of Washington — join forces to protect the environment and hold polluters accountable.”

Ecology now looks forward to working with the Confederated Tribes of the Colville Reservation, the Spokane Tribe and the Department of the Interior to recover natural resource damages and to clean up and restore the upper Columbia River.

STAFF CONTACT

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EMPLOYMENT SECURITY DEPARTMENT

SUMMARY

The Employment Security Department vision is the nation's best and most future-ready workforce with opportunities for all. We provide our communities with inclusive workforce solutions that promote economic resilience and prosperity. ESD is an active partner in the statewide career service delivery system known as WorkSource, which includes partners from nonprofit organizations, community colleges, local governmental entities and other state agencies. Services are available to all Washington state residents, with special emphasis on individuals who historically need the most help finding work. The system focuses attention and services on veterans, dislocated workers, migrant and seasonal farmworkers, public assistance recipients, people with disabilities and businesses. ESD also collects unemployment insurance taxes, provides unemployment insurance benefits, and analyzes and disseminates labor market and employment information. It is currently implementing the new Paid Family and Medical Leave program.

HIGHLIGHTS

WorkSource Clallam

- Hired a tribal consolidated veterans services representative to assist tribal veterans in overcoming employment barriers and connecting with living wage careers.
- Supported quarterly and annual events for the Quileute and the Lower Elwha Klallam tribes on tribal land, including Take Back the Night with the Quileute Tribe that promotes wellness and increases safety and respect in the community through awareness.
- Provided monthly job seeker workshops for Makah and Jamestown S'Klallam tribal members.

WorkSource Kitsap

- Conducted re-entry work with the Port Gamble S'Klallam Tribe.
- Worked with the Port Gamble S'Klallam and Suquamish tribes to staff positions.

WorkSource Skagit and Whatcom

- The veteran team attended the local Joint American Indian Veterans Advisory Council meeting hosted by Veterans Affairs with tribal vet representatives in attendance from around the state.
- Disabled-Veterans Outreach Program works heavily with the TRV for the Lummi Nation and increasingly with the Nooksack, Samish, Swinomish and Upper Skagit tribes.
- Lummi, Swinomish and Upper Skagit tribes have participated in job fairs.

WorkSource Redmond

- Worked with Snoqualmie Indian Tribe to conduct multiple hiring events for various staff positions at the casino.

WorkSource Okanogan

- Worked in partnership with Tribal Vocational Rehabilitation and the Accountable Community of Health to offer the Opioids Response Conference at the Tribal Government Center.
- Partnered with the Confederated Tribes of the Colville Reservation Summer Youth Development program and the monthly Colville Reservation Job Club.
- Attended the local planning area meeting with state and tribal partners to develop best practices on serving Temporary Assistance for Needy Families and basic food employment and training clients. Also attended Nespelem Veterans Job and Resource Fair and Tribal Employment Rights Office info sharing meetings.
- Continued to develop career exposure experiences for tribal youth. Colville Casino employees and case managers attended the Rural Pathways to Prosperity Conference on career connected learning.
- Partnered with Colville members to develop direct referral process to enter the starting fresh workshop, as well as plan and conduct the annual Career and Resource Fair and the annual High School College and Career Expo.

WorkSource Wenatchee

- Attended regular monthly meetings to plan, recruit, conduct and close out the Veterans Job & Resource Fair in collaboration with the Confederated Tribes of Colville Reservation. Also attended monthly tribal info sharing meetings with various partners on current projects, events and resources.

WorkSource Mason

- Participated in the Skokomish Resource Fair in April.
- Invited the Skokomish Indian Tribe to the Mason County Hiring and Resource fair at the Mason Transit Authority's Community Center on May 31, 2019.

WorkSource Spokane

- Met the Kalispel Tribe of Indians to review WorkSource services for those with disabilities and the Barriers and Disability Working Group.
- Assisted the Kalispel and Spokane tribes in filling multiple positions.
- Presented at the Affiliated Tribes of Northwest Indians on May 21, 2019. Disabled veterans outreach staff discussed the two-year pilot for a tribal veterans services representative in Eastern Washington.
- Attended a town hall on the American Indian Veterans Advisory Council.
- Staffed an outreach table at the Indian Veterans Advisory Council honoring ceremony at the Mann-Grandstaff VA Medical Center.

STAFF CONTACT

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DEPARTMENT OF ENTERPRISE SERVICES

SUMMARY

The Department of Enterprise Services manages many business and operational services tribes and other government entities need to deliver their services. Enterprise Services brings together the policy, planning and oversight of central services, better allowing tribal governments to focus on their core missions. We are committed to the principles of the Centennial Accord and achievement of the following goals:

1. Recognize and respect tribes as sovereign governments with distinct cultures and governmental structures.
2. Constantly improve the value and effectiveness of services provided to tribal governments. Strive to constantly improve our understanding of tribal government needs, and identify and seek remedies for any barriers to accessing the services we provide.
3. Identify matters of mutual concern, allowing for early discussion and collaboration.

HIGHLIGHTS

Procurement and use of state master contracts. Tribal governments are eligible to use state master contracts. This provides opportunities to save time and money as well as comply with federal grant requirements by using competitively awarded contracts. Participating tribes are the Confederated Tribes of the Chehalis Reservation, Confederated Tribes of the Colville Reservation, Confederated Tribes and Bands of the Yakama Nation, Cowlitz Indian Tribe, Hoh Indian Tribe, Kalispel Tribe of Indians, Lower Elwha Klallam Tribe, Lummi Nation, Makah Tribe, Muckleshoot Indian Tribe, Nisqually Indian Tribe, Port Gamble S'Klallam Tribe, Quileute Tribe, Quinault Indian Nation, Samish Indian Nation, Sauk-Suiattle Indian Tribe, Shoalwater Bay Indian Tribe, Skokomish Indian Tribe, Snoqualmie Indian Tribe, Spokane Tribe of Indians, Squaxin Island Tribe, Stillaguamish Tribe of Indians, Suquamish Tribe, Swinomish Indian Tribal Community, Tulalip Tribes and the Upper Skagit Indian Tribe.

In addition, tribal entities have access to WEBS, Washington's Electronic Business Solution system, an internet-based tool that Enterprise Services maintains for posting competitive solicitations to registered vendors interested in doing business with state as well as local and tribal governments. The American Indian Chamber Education Fund Procurement Technical Assistance Program, Columbia River Inter-Tribal Fish Commission, Confederated Tribes and Bands of the Yakama Nation, Kalispel Tribe of Indians, Makah Tribe, Quileute Tribe, Skokomish Indian Tribe, Snoqualmie Indian Tribe, Standing Rock Public Transit and Tulalip Tribes are all registered to post to WEBS.

Enterprise Services also continues its commitment to expanding economic opportunities and reducing barriers to doing business with the state via supplier diversity initiatives in statewide master contracts as well as its own purchasing activities.

Capitol Lake. Through a long-term lease agreement with the state Department of Natural Resources, Enterprise Services manages the artificial 260-acre Capitol Lake-Deschutes Estuary. In 2018, the Legislature approved \$4 million in its capital budget for completion of a project-specific environmental impact statement. The EIS is required for any long-term management option under the State Environmental Policy Act or any short-term actions, such as initial dredging. An executive-

level work group with members from the cities of Olympia and Tumwater, LOTT Clean Water Alliance, Port of Olympia, Squaxin Island Tribe and Thurston County continues to collaborate and provide guidance as the process moves forward. The public comment period for scoping concluded in November 2018, with the scoping report issued in February 2019. Work continues on the technical analyses that will form the foundation of the EIS. Completion of the EIS is expected to take about three years.

STAFF CONTACTS

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DEPARTMENT OF FINANCIAL INSTITUTIONS (FINANCIAL EDUCATION & OUTREACH)

SUMMARY

The Washington Department of Financial Institutions works to provide financial education resources to tribes and tribal members as part of DFI's mission to "regulate financial services, protect and educate the public and promote economic vitality." We accomplish this mission in partnership with Washington tribes, working to meet their financial education needs in a manner that best meets their objectives, whether that be providing an in-person workshop, assisting with a business fair, funding training for staff or providing a grant for a financial education program.

HIGHLIGHTS

- Confederated Tribes and Bands of the Yakama Nation: Provided funding for First Nations OWEESTA Train the Trainer Workshop March 5–7. A representative from the Hoh Indian Tribe also attended.
- Makah Tribe: Following up on two previous outreach events hosted in Neah Bay, DFI conducted multiple meetings with Vincent Cooke, planner, and Council Treasurer Leah Neuneker to develop events for 2019–20 on assisting members of the fishing community.
- Attended Affiliated Tribes of Northwest Indians Portland conference Jan. 29 and ATNI mid-year convention in Spokane May 20–22. Networking to develop new partnerships in addition to learning more about Washington tribes and tribal concerns.
- Participation in state-tribal interagency meeting on social services meetings.
- In recognition of a tribal leadership request for agency tribal liaisons to be tribal members and for liaisons to provide a stronger commitment to the position, DFI added a second tribal liaison who is an enrolled tribal member of a Washington tribe to better serve Washington's tribal communities.

STAFF CONTACT

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DEPARTMENT OF FISH AND WILDLIFE

SUMMARY

The mission of the Washington Department of Fish and Wildlife is to preserve, protect and perpetuate fish, wildlife and ecosystems while providing sustainable fish and wildlife recreational and commercial opportunities.

WDFW implements this mission by managing fishing and hunting activities in concert with the Northwest Indian Tribes through a cooperative, government-to-government relationship. Federal case law (*U.S. v. Washington* and *U.S. v. Oregon*) and executive orders provide the foundation for this relationship. In addition, WDFW works closely with the tribes in a variety of forums to restore and protect habitat needed to support healthy fish and wildlife populations throughout the state.

The WDFW director holds the primary responsibility for sustaining WDFW's partnerships with Washington tribes and upholds this agency's role in successful state-tribal, government-to-government relationships. The director formally delegates authority to senior staff to represent him in many tribal-state management forums. WDFW Director of Tribal Affairs Jim Woods is the senior tribal liaison for WDFW in the Office of the Director and serves on the executive management team.

HIGHLIGHTS

Office of the Director

- As of Aug. 1, 2019, Kelly Susewind reached his first anniversary as director of WDFW. In his first year, he has led the charge to focus on conservation, support responsible resource management decisions and promote the importance of intergovernmental relations. He oversees 1,800 employees and an operating budget of \$460 million for the current two-year budget period.
- WDFW has begun developing tribal consultation policy and accompanying consultation and coordination procedures to be in place in the near future. This plan will provide guidance for WDFW management and staff to improve coordination, communication and consultation when WDFW actions and decisions may affect tribal interests.
- Proposed new cultural resources protection policy. The director has appointed a work group made up of WDFW archeologists, policy representatives and managers to develop a policy to ensure preservation and protection of cultural resources and historic sites.
- Southern Resident killer whale recovery. Multiple programs in WDFW are continuing to engage in the Governor's Office Task Force effort for Southern Resident Killer Whales. Together with tribes, WDFW staff participate on the task force as well as the work groups for prey, vessel noise and contaminants. Through the task force initiative and other forums, such as the Pacific Salmon Commission, WDFW and the tribes are working collaboratively to better understand the threats to SRKWs, implement actions to minimize or eliminate threats to SRKWs and explore additional ways to facilitate their recovery. The Legislature appropriated significant funding to implement a variety of recommendations from the task force, including increasing hatchery production. WDFW received \$5.4 million for certain tribes to increase salmon production to benefit SRKWs.
- Columbia River sea lion coordination. WDFW worked extensively with the Columbia River Inter-Tribal Fish Commission and its member tribes, along with the states of Oregon and

Idaho, to amend the Marine Mammal Protection Act to allow for more efficient procedures to address sea lion predation of ESA-listed salmon in the Columbia River. The MMPA was amended in December 2018.

- Capital budget for 2019—21 biennium. WDFW received \$53 million for facility and infrastructure improvements. Significant projects include hatchery improvements at Wallace River Hatchery, Soos Creek Hatchery, Minter Creek Hatchery, Naselle Hatchery, Toutle River Fish Collection Facility, Samish Hatchery, Dungeness Hatchery, Forks Creek Hatchery, Tumwater Falls Facility and Puyallup Hatchery, as well as several projects at statewide wildlife areas. In addition, WDFW is making improvements to more than two dozen boating access sites across the state.
- In an effort to improve tribal-state hunting coordination and clarify enforcement alignment and responsibilities, the department met with the Olympic Peninsula treaty tribes on three occasions between 2018 and 2019 to discuss the implementation of the *State v Buchanan* decision 138 Wn.2d 186 (1999) on the geographic scope of the off-reservation treaty hunting rights.
- The department was requested by the Olympia Peninsula tribes in the fall of 2018 to update its draft procedural guidelines to evaluate a tribe's asserted traditional hunting area to reflect their current approach. The procedural guidelines outline WDFW's process to review anthropological and historical information in the context of the Buchanan test, and may result in a common understanding for a line that will guide future wildlife management discussions and enforcement discretion. The department updated the 2009 version which was circulated to the 24 tribes with off-reservation hunting rights in Washington for review.
- Memorandum of understanding between the Makah Tribe and WDFW. In October 2018, Director Susewind and agency officials met with the Makah Tribal Council for a signing ceremony to commit to regular communication. The MOU furthers the principles of the 1989 Centennial Accord and 1999 Millennium Agreement, and the commitment of government-to-government coordination and consultations.

Fish management and science

- WDFW and the U.S. v. Washington tribes completed their annual salmon fishery planning process (North of Falcon) in April by reaching agreement on conservation objectives and fishery plans for the year. A one-year Endangered Species Act authorization was received in May from the National Marine Fisheries Service covering fisheries affecting ESA-listed Puget Sound Chinook, while the co-managers continue work on a multi-year ESA resource management plan for submission to NMFS.
- Following agreement in 2018 on a new 10-year management agreement for the Columbia River among the Columbia River treaty tribes, the states of Washington, Oregon and Idaho, and the federal government, the parties learned from the district court that the long-running *U.S. v. Oregon* case was being dismissed. The current agreement was adopted as a court order, but future disputes or modifications will have to be handled between the parties or a new case will need to be initiated. Washington believes that the current procedures and decision-making processes, including frequent meetings of the policy committee, technical advisory committee, production advisory committee and regulatory coordination committee, are working well and should continue. WDFW believes that the parties share a solid and deep commitment to making co-management successful, with or without ongoing district court jurisdiction, and are committed to ensuring that this watershed moment in *U.S. v Oregon* history will not change our working relationships.

- Jamestown S’Klallam Tribe, Makah Tribe and WDFW partnered with staff from Washington SeaGrant in a successful request to the Legislature for funding the SeaGrant monitoring program for European green crab in the Salish Sea. Without these funds, the citizen science-based monitoring program would have ceased, leaving the co-managers with no tools to detect newly establishing populations of this invasive crab, which poses a significant threat to shellfish resources and the nearshore marine environment. WDFW, Jamestown S’Klallam and Makah staff continue to partner in attempts to eradicate EGCs in areas along the Straits and on the Makah Reservation.
- Confederated Tribes of the Colville Reservation, Spokane Tribe of Indians, Kalispel Tribe of Indians and WDFW have combined forces with other partners to combat the spread of northern pike in the Columbia Basin. Activities include a recent, multi-agency, pike suppression effort in Lake Roosevelt, suppression work in the Pend Oreille and cooperative efforts to obtain funding for a long-term control program.
- WDFW has been working with the Confederated Tribes and Bands of the Yakama Nation to reintroduce sockeye salmon in Lake Cle Elum. As a result, sockeye are annually returning to the Yakima River Basin. Sockeye were extirpated in the Yakima Basin by the construction of four U.S. Bureau of Reclamation irrigation storage dams a century ago. Work continues on the construction of a permanent juvenile fish passage facility at Cle Elum Dam as part of the Yakima Basin Integrated Water Management Plan.
- WDFW and Western Washington treaty tribes agreed on shellfish harvest management plans that provide frameworks for conducting commercial, subsistence, ceremonial and recreational fisheries. The shellfish governed by the agreements include Dungeness crab, pandalid shrimp, geoduck clams, horse clams, intertidal clams, Pacific oysters, sea urchins, sea cucumbers, scallops, crayfish and squid. Geoduck clam and Dungeness crab fisheries have produced the largest landings for shellfish fisheries in Puget Sound, with 4.8 million pounds of geoduck and 9.0 million pounds of crab landed in these state and tribal fisheries in 2018.
- Western Washington treaty tribes, WDFW, DNR, UW and other partners have formed the Pacific Northwest Crab Research Group, a consortium to advance understanding of crab life history and population dynamics. To advise long-term fisheries management, a pilot larval light trap network to explore crab larval dynamics has been implemented as the group’s first research project.

Hatcheries

- The Legislature provided WDFW with 2019–21 operating budget funding of \$5.4 million to grant directly to several tribes for hatchery operations that are prioritized to increase prey abundance for southern resident orcas. This funding is to be used for improvements to hatchery facilities that support additional production and to cover the costs of increased salmonid production.
- Consultations with tribes on Southern Resident killer whale. WDFW is in the process of consulting with tribal co-managers on increased tribal hatchery salmon production to supplement southern resident orca forage. In addition, WDFW will be working to obtain ESA permits to do so.

- The following hatchery production has been proposed by the tribes that received funding for increased salmon production for SRKW in 2019–21:

Puget Sound

Chinook salmon: \$3.275 million

Coho salmon: \$800,000

Chum salmon: \$2.5 million

Coastal

Chinook salmon: \$570,000

Coho salmon: \$400,000

- Minter Creek Hatchery. On Dec. 12, 2018, a severe storm took out the power to WDFW's Minter Creek Hatchery in Pierce County. Unfortunately, the generator that provides backup power to pump water to the fish incubators failed. This resulted in the loss of approximately 4.1 million salmon fry which would have had a significant impact on Puget Sound fisheries. WDFW acknowledges the generous assistance from the Nisqually Indian Tribe, who donated 450,000 salmon fry, and the Suquamish Tribe, who donated 220,000 salmon fry. With tribal donations and excess fish from other WDFW hatcheries, the impact of this loss was greatly lessened.

Wildlife management

- WDFW continued to work with several tribes on managing under and/or updating hunting co-management agreements in Western Washington. These foster and maintain a good working relationship between the state and tribes by clearly identifying areas of agreement on wildlife management and hunting opportunity, and by encouraging government-to-government discussion and coordination.
- WDFW worked with several tribes in developing elk management plans (e.g., North Cascades and North Rainier Elk Herd Plans). These are important guidance documents that highlight management objectives and identify strategies to accomplish those objectives.
- WDFW staff worked with Point Elliot Treaty Tribes on elk/agriculture conflicts in the Skagit River Valley. One of the main areas of cooperation included collaborating on nonlethal efforts to move elk away from agricultural areas.
- WDFW staff worked with the Point Elliott Treaty Tribes on a variety of wildlife management projects, including aerial elk surveys in the North Cascades Elk Herd area and mountain goat translocation (from the Olympic Mountains to the North Cascades Mountains).
- WDFW sponsored a meeting with state and tribal biologists on the Olympic Peninsula that has rekindled an annual forum that had lapsed for several years. While a variety of species were discussed, elk monitoring was the primary focus. The increased tribal/state partnership will help guide WDFW efforts and lead to an update of the Olympic Elk Herd Plan.
- WDFW is working with the Confederated Tribes of the Colville Reservation on multiple game management and conservation projects that include monitoring bighorn sheep disease outbreak in the Mount Hull herd and associated reduction in hunting permits; coordinating and monitoring the distribution of a tribal-led pronghorn antelope introduction effort; collaborating on a tribal-led effort to initiate and improve efforts to survey big game in north central Washington, implementing the Selkirk Elk Herd Plan and managing associated conflict; and augmenting sharp-tail grouse populations in Washington.

- WDFW worked with the Cowlitz Indian Tribe and the Tulalip Tribes to develop policy, procedure and rule changes for translocating beavers in Western Washington. Prior to July 2018, beaver translocation was only allowed in Eastern Washington; this group worked through details on how to do this in Western Washington.
- WDFW worked with the Skagit River Systems Cooperative, which provides natural resource services to the Sauk-Suiattle Indian Tribe and the Swinomish Indian Tribal Community, and the Stillaguamish Tribe of Indians to monitor effectiveness of habitat restoration in the Stillaguamish and Skagit River deltas. The group collaborated on monitoring methods for birds and worked together on sampling fish species at the project sites.
- WDFW and several tribes worked together with other stakeholders to develop a natural resource plan for the San Juan Islands National Monument for the Bureau of Land Management.
- WDFW continued working with several tribes to provide hunter education classes for tribal members and the nontribal public as tribal interest is increasing. WDFW provides instructor training and guidance, supplies and equipment, and assistance in teaching individual classes. Some tribes teach classes for tribal members (Makah, Muckleshoot, Puyallup, Stillaguamish, Swinomish), some conduct classes for other tribes (Stillaguamish instructors have conducted classes for Tulalip and Nooksack hunters) and some tribal instructors provide classes for the public (Makah, Puyallup, Stillaguamish). WDFW supports tribal efforts to provide hunter education classes and is working with the Confederated Tribes of the Chehalis Reservation, Port Gamble S'Klallam Tribe and the Quinault Indian Nation to establish hunter education programs.
- WDFW is working to continue its relationship with tribes to help host and participate in the annual National Hunting and Fishing Day event. The event is held in a different location each year, and has been a big success in exposing youth and their families to outdoor recreation and conservation. The Stillaguamish Tribe of Indians was largely responsible for making the 2017 event a huge success, and WDFW looks forward to continuing in 2019 with involvement from the Puyallup Tribe and other tribes.

Habitat

- Following an extensive process of engagement with tribes and stakeholders, on May 31, 2019, the Washington Fish and Wildlife Commission adopted new rules for suction dredge mineral prospecting and mining that will become effective Nov. 1, 2019. Since 1999, most prospectors and miners have been able to suction dredge by following the requirements in the Gold and Fish Pamphlet permit. Because no application or reporting process was required, WDFW staff have found it difficult to assess the amount and impact of suction dredging in the state. The new rules should enable WDFW to better understand this activity. It will require operators of motorized and nonmotorized suction dredges to apply for standard written permits, to report their activities to WDFW annually, and take measures to avoid the introduction or spread of aquatic invasive species.
- WDFW, in concert with the Northwest Indian Fisheries Commission, facilitated an annual meeting and three quarterly meetings with all Stevens Treaties Tribes. During these meetings, state agencies presented their culvert injunction status, coordinated upcoming barrier corrections and discussed injunction implementation guidelines.

- WDFW continued to chair the Fish Barrier Removal Board, collaborating with the Confederated Tribes and Bands of the Yakama Nation and the Confederated Tribes of the Colville Reservation to help restore healthy and harvestable levels of salmon and steelhead statewide through the coordinated and strategic removal of barriers to fish passage.
- To assist with the continuing protection of aquatic systems and associated riparian areas, WDFW is concluding an update Priority Habitat and Species guidance, Riparian Ecosystems – Volume 1 and 2, which includes a science review (Volume 1: Science Synthesis and Management Implications for Protecting of Riparian Ecosystems; May 2018) and updated management recommendations (Volume 2: Management Recommendations). A fully designed version of Volume 1 will soon be available along with a new online site-potential tree height mapping tool. Staff are nearing revision completion on Volume 2 after robust input received from tribal governments and stakeholders in summer 2018. WDFW will provide tribal governments with an opportunity for review in early September and provide an opportunity to brief interested tribal governments early October.
- WDFW attended site visits and collaborated closely with all Stevens Treaties tribes throughout the design and permitting process on Olympic, Northwest and Southwest Washington State Department of Transportation culvert injunction projects. With this fish passage projects, close coordination has proven effective in addressing tribal concerns and priorities, resulting in the smooth development and implementation of these complex projects.
- WDFW and the Nez Perce Tribe signed an MOU on mitigation for a redevelopment project of the Heller Bar boat ramp in Asotin County. Under the agreement, WDFW will provide \$75,000 to the Nez Perce Tribe for mitigation to impacts from the boat ramp project to a significant Nez Perce village site. Funding for both the redevelopment project and the mitigation was provided through the Recreation and Conservation Office. Under the terms of the MOU, the Nez Perce Tribe will conduct a more robust traditional land use study of Heller Bar and then integrate the study findings in a place-based language curriculum for Nez Perce middle and high school students.

Enforcement

- WDFW continues to implement an agreement with the Confederated Tribes of the Colville Reservation for enforcement and cooperative patrols of recreational fisheries in the Rufus Woods Reservoir of the upper Columbia River. As a part of that agreement, WDFW has provided \$3 million in pass-through funding to create fishing access sites on the reservoir to benefit both state and tribal citizens as well as fund two Colville tribal fish and wildlife officer positions.
- Tribal and state law enforcement collaborated to address poaching and trafficking cases where nontribal and tribal individuals co-conspired in violations. Alone, the jurisdictional reach of each entity is limited; but together, illegal harvests and markets were disrupted where co-enforcement was encouraged.
- WDFW enforcement worked with the Confederated Tribes and Bands of the Yakama Nation to supply tribal enforcement with updated patrol equipment and materials slated for surplus to develop cooperation and improve police effectiveness among the local enforcement agencies.

STAFF CONTACT

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WASHINGTON STATE GAMBLING COMMISSION

SUMMARY

Mission: Protect the public by ensuring that gambling is legal and honest.

Foster full cooperation between tribes and the state based upon equality and a shared concern for the welfare of all the citizens of the state and tribes as a result of gaming.

Of the 29 federally recognized tribes in Washington state, 29 have compacts for Class III gaming and 21 of the tribes operate 28 casinos.

HIGHLIGHTS

Our updated tribal relations policy was finalized in November after receiving input from the tribes. The policy was re-written to align with our current processes and practices.

We've had robust discussions with tribal leaders and regulators; however, we have yet to agree on a solution to improve the current regulatory billing structure outlined in the Class III gaming compacts. We will continue discussions on this topic. We are continuing discussions with tribal leadership, regulators, operators and health care professionals on a statewide self-exclusion process approved by the Legislature and we have begun discussions on sports gambling. We will continue to have regular discussions and provide updates for tribal leaders on these and other emerging topics.

We mutually agreed to an amendment of the Muckleshoot Tribe's Class III gaming compact. The changes are consistent with other tribes' gaming compacts. We also mutually agreed to an amendment of the Nooksack Indian Tribe's Class III gaming compact. This agreement allows Class III gaming at the tribe's Northwood Casino and added a provision for creating a responsible gaming policy.

Our Tribal Gaming Unit worked with the Kalispel Tribe of Indians' Tribal Gaming Agency and the casino staff to open the tribe's second Class III gaming facility in Cusick, Washington. The facility opened in April with 120 machines.

Agency staff traveled to the Global Gaming Expo in Las Vegas to meet with tribes, other regulators and manufacturers and to view new technology that may find its way to Washington.

We are continuing our work with a group of tribal regulators, operators and industry staff to improve the review process for electronic gambling equipment used only in tribal gaming facilities. The group is drafting technical standards that, once agreed upon, will be used for electronic equipment reviews.

In 2018, a request to transport and display unapproved tribal lottery system machines at the Northwest Indian Gaming Conference & Expo was denied, which impacted equipment manufacturers for tribal casinos. In January 2019, our commissioners voted to initiate rule making to clarify what gambling devices can be displayed at trade shows. We requested and received input from stakeholders, including tribal regulators, to find a solution. The rule was subsequently finalized and implemented before the 2019 NWIGC Expo.

In partnership with the Muckleshoot Tribe's TGA, we conducted a weeklong new agent training course. The 60 students who attended are regulatory staff from 15 tribes who will be working at the tribal casinos. Topics included history, licensing and regulation of Class III gaming in Washington.

Our Electronic Gambling Lab and Tribal Gaming Unit staff conducted two intermediate tribal lottery system training classes with 40 students from five tribes. Each class covered how to best review and regulate the various tribal lottery systems in operation at tribal casinos. The Electronic Gambling Lab also provided individual training to TGA staff, as requested.

We participated in, or organized, meetings and trainings for licensing staff, TGA directors, gaming executives, equipment manufacturers and independent testing laboratories. We provided assistance to TGA directors on accessing our online portal through SecureAccess Washington, or SAW. This is the secure portal where users can submit licensing applications and fees as well as access records and reports. We provided instructions in three additional languages (Simplified Chinese, Korean and Vietnamese) to assist TGA staff who need to register for SAW.

As part of our co-regulatory relationship with the tribes, and to improve operational efficiency and adaptation of new technology, we jointly agreed to 44 clarifications of compact appendices via Appendix A and X2 revisions and memorandums of understanding. We also concurred with 284 internal control and game rule submissions.

STAFF CONTACT

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DEPARTMENT OF HEALTH

SUMMARY

The Department of Health collaborates with Indian tribes, urban Indian health programs and recognized American Indian organizations to develop policies, agreements and programs that directly affect Native Americans/Alaska Natives. DOH maintains a government-to-government relationship with tribes, resulting in partnerships which promote effective public health services for Indian people.

HIGHLIGHTS

- Partnered with tribal public health leaders and program representatives to pass the 2019 Foundational Public Health Services bill. The operating budget included a \$1.2 million initial investment to support tribal public health core capabilities.
- Coordinated with the Northwest Tribal Epidemiology Center and the Urban Indian Health Institute in an Epi-to-Epi Knowledge Sharing Network which fosters collaboration during communicable disease outbreaks, like the measles.
- Provided planning, technical and fiscal support for the 2019 Tribal Public Health Emergency Preparedness Conference held in Portland, Oregon, where representatives from 18 tribes from Washington shared and learned about resources and responses during public health emergencies. Throughout the year, DOH provided technical assistance and fiscal support in partnership with tribes who are building their public health emergency preparedness infrastructure.
- Partnered with the American Indian Health Commission on a consultation with tribal health program representatives to remove barriers for recognizing tribal health programs as licensed or certified behavioral health agencies.
- Collaborated with tribal program representatives and the Northwest Center for Public Health Practice to develop and implement two workforce development resources for public health professionals working with tribes: tribal public health partnership workshops and the collaborating with tribes online toolkit.
- Provided financial support to the American Indian Health Commission to develop the American Indian Health Care Delivery Plan (in accordance with RCW 43.70.590).
- Served as a nonvoting member on the Governor's Indian Health Advisory Council.
- Coordinated with the Health Care Authority's Tribal Administration to host monthly tribal meetings with tribal leaders and health program representatives.

STAFF CONTACT

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HEALTH CARE AUTHORITY

SUMMARY

The Health Care Authority seeks to provide high-quality health care and supportive services through innovative policies and purchasing strategies involving the Apple Health (Medicaid) program; various behavioral health prevention, treatment and recovery programs; the Public Employees Benefits Board program; and the School Employees Benefits Board program, which begins offering coverage Jan. 1, 2020.

HIGHLIGHTS

- **Washington Indian Health Improvement Act.** HCA supported tribes in SB 5415, sponsored by Sen. John McCoy, which had nearly unanimous support in the Legislature. HCA is now working to implement the act, including convening the Governor’s Indian Health Advisory Council.
- **Apple Health for American Indians and Alaska Natives.** In calendar year 2018, Apple Health provided health care coverage to 86,000 American Indians/Alaska Natives statewide, with approximately \$411 million paid to providers for services.
- **Apple Health payments for tribal services.** In calendar year 2018, tribes received nearly \$170 million in Apple Health payments for services provided to AI/AN’s and non-AI/AN’s by 27 tribes’ health programs, 14 tribes’ transportation programs (for nonemergency medical transportation) and nine tribes’ administrative offices (for helping people with their Apple Health coverage).
- **Behavioral health payments for tribal programs.** In fiscal year 2019, tribes received nearly \$4 million for tribal programs for behavioral health prevention, intervention, treatment (not covered by Apple Health) and recovery.
- **Medicaid Transformation Project.** For 2017 through 2021, HCA has set aside \$19.9 million — of which nearly \$10 million has been disbursed as of June 30, 2019 — for tribes and urban Indian health programs to pursue Medicaid transformation activities selected by each tribe and UIHP. These activities include establishing a clinic and integrating physical and behavioral health care.
- **Dental health aide therapist reimbursement.** On Dec. 18, 2018, an administrative hearing was held on HCA’s request to use Medicaid funding for dental health aide therapist services in tribal communities. While no decision has been issued, HCA received more than \$6 million in state funding to pay for these services.
- **New option for Apple Health tribal payment.** On June 13, 2019, HCA received federal approval to pay the Indian Health Service encounter rate for outpatient services provided by tribal health programs designated as a federally qualified health center for Apple Health. This new rule enables tribal health programs to receive the IHS encounter rate for outpatient health care provided outside the tribal health facility and to non-AI/AN’s enrolled in managed care, effective July 1, 2019.

STAFF CONTACT

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WASHINGTON STATE HISTORICAL SOCIETY

SUMMARY

The Washington State Historical Society mission is to partner with our communities to explore how history connects us all. WSHS is committed to continuing the implementation of the Centennial Accord, which was established in 1989 by gubernatorial proclamation. Toward that end, we have recently hired a half-time tribal liaison, Michael Finley. WSHS honors the government-to-government policy with the tribes of Washington.

HIGHLIGHTS

- In 2019, WSHS instituted a land acknowledgement that is shared at all public programs and events at the State History Museum.
- The State History Museum hosted the 14th annual In the Spirit Contemporary Native Art Exhibition and Festival. The exhibition this year took place June 20–August 11 and featured art submitted by 30 native artists. The festival took place at the State History Museum, Tacoma Art Museum and Museum of Glass in Tacoma and featured art vendors, performers, demonstrators and native art exhibitions open to the public for free. WSHS will be reaching out to the tribal community in the coming months to prepare for next year’s event.
- WSHS was a financial sponsor of Canoe Journey for 2019. We fully appreciate the significance of this annual gathering and remain supportive moving forward.
- WSHS continues to provide the [Treaty Trail: U.S.-Indian Treaties in the Pacific Northwest](#) curriculum online through www.washingtonhistory.org. Feel free to reach out to us with questions and/or feedback.
- WSHS will be working on renovations to the Great Hall exhibit area of the museum. We will be reaching out to tribes in the coming months to hear your ideas and thoughts.
- In 2019 WSHS completed a multi-year project to fully catalogue its Native American artifact collections. Through this project, every Native American artifact in our collection was photographed, catalogued and made available through our online collections database at www.washingtonhistory.org. By the end of the year, we will send letters notifying all tribes in Washington of this resource and inviting feedback/corrections.
- Heritage Capital Project grant – Kalispel Tribe of Indians: Funding to support restoration of the Our Lady of Sorrows Church. If you are interested in learning more about how Heritage Capital Project program grants might be helpful in your community, contact program manager Lissa.kramer@wshs.wa.gov or 253-798-5909 for more details.

STAFF CONTACT

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OFFICE OF THE INSURANCE COMMISSIONER

SUMMARY

The Insurance Commissioner is a statewide-elected official. Under the direction of the Insurance Commissioner, agency staff members regulate insurance business in Washington state under authority granted by the state's insurance laws. Our mission is to protect consumers, the public interest and our state's economy through fair and efficient regulation of the insurance industry.

OIC consumer assistance services, including our Insurance Consumer Hotline and our SHIBA, or Statewide Health Insurance Benefits Advisors program, provide free, unbiased information about health care coverage and access to Washington residents. We cultivate community commitment through partnership, service and volunteering. SHIBA's trained volunteers are located statewide. Volunteers counsel people of all ages about their choices and options with private health insurance, public health care programs, prescription drugs, fraud and abuse, and more.

By working in partnership with Washington tribes, we hope to better understand and respect the rights and interests of tribal members and create long-term relationships. We work with American Indians and Alaska Natives through state-tribal partnerships to reduce health care disparities and make quality health care more accessible to them. To facilitate this effort, the OIC collaborates with American Indian Health Commission representatives for Washington state through a mutually established consultation policy.

We also continue to explore new opportunities to work with Washington tribes in all areas of insurance. Our Consumer Advocacy program offers experienced insurance counselors who advocate on behalf of Washington consumers on many types of insurance, including health, auto and homeowner coverage. They investigate consumer complaints against insurance companies and make sure they comply with Washington laws. They also provide counseling and insurance education to consumers via our Hotline, the internet, email or in person at our Tumwater office.

These services are available through our Insurance Consumer Hotline at 1-800-562-6900 and our website at www.insurance.wa.gov.

HIGHLIGHTS

Meetings, summits, conferences and outreach events

On March 21, 2019, AIHC Executive Director Vickie Lowe participated as a speaker at the SHIBA Volunteer Coordinator Conference in Fife. She spoke about Indian health and Medicare, and how to support Washington tribes.

On May 22, 2019, AIHC Executive Director Vickie Lowe provided the OIC Consumer Advocacy Program staff and other agency staff with an in-house Indian health law training class. The training focused on helping OIC staff comply with chapter 43.376 RCW, the Washington Centennial Accord of 1989 and legal policy issues.

OIC participated in the following tribal-related meetings Sept.1, 2018, through June 1, 2019:

- Centennial Accord meeting
- AIHC OIC tribal consultation meeting on draft consultation policy
- Regular tribal liaison meetings with the Governor's Office of Indian Affairs
- State tribal interagency meeting on social services
- AIHC quarterly delegate meeting

SHIBA and its affiliated sponsors participated in 607 outreach events that included American Indians and Alaska Natives. SHIBA also provided training and information about its services, Medicare benefits and subsidies, income and asset levels for American Indians and Alaska Natives, Medicare and fraud education and kids' health care access. It held Medicare and health care coverage enrollment events for the following tribes and programs:

- Confederated Tribes of the Chehalis Reservation
- Cowlitz Indian Tribe
- Lummi Nation
- Samish Indian Nation
- Skokomish Indian Tribe
- Confederated Tribes and Bands of the Yakama Nation

In addition, SHIBA volunteers conducted more than 300 one-on-one Medicare counseling sessions with American Indians and Alaska Natives.

STAFF CONTACT

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WASHINGTON STATE DEPARTMENT OF LABOR AND INDUSTRIES

SUMMARY

The Washington State Department of Labor & Industries is dedicated to keeping Washington safe and working. Our staff collaborates with tribal governments, medical providers, employers and workers to support that mission.

L&I recognizes the inherent authority of tribal nations and seeks to maintain the highest respect for tribal governance. The agency provides workers' compensation insurance coverage, oversees workplace safety and health, deals with wage compliance matters and provides the trade industries with licensing, inspections and apprenticeships.

HIGHLIGHTS

L&I continues its commitment to work closely with tribal governments, ensuring that individuals have the information they need and are aware of their rights.

In our efforts to fulfill our commitment, we have created the L&I Tribal Advisory Committee. The advisory committee consists of points of contact from the following programs: Department of Occupational Safety & Health, Apprenticeship, Employer Services, Office of Human Resources, the agency tribal liaison and one point of contact for all regional offices.

The input from these programs will help guide the committee's decision-making on policies and guidelines for the agency. We have a few committee members who have experience in working directly with tribes in positions outside of the agency. Their perspective is valuable in determining how L&I is perceived and communicates with each tribal entity.

Activities

- L&I has been working with a number of tribes in streamlining the permitting process and entering into memorandums of understanding to provide better services to the tribal businesses.
- L&I is scheduled to attend the TERO National Conference in August 2019. There will be two one-hour breakout sessions covering the Centennial Accord, DOSH, apprenticeships and question and answers. Our Oregon and Idaho counterparts are also participating.
- L&I is continuing education of government to government training for L&I employees. The agency completed the first round of training in January 2019. We are scheduled for additional training on Aug. 27 and Nov. 5.
- L&I provides apprenticeship programs for tribal members, where apprentices earn a wage while they learn specific, high-value skills in the trade or profession of their choice. Graduates of apprenticeship programs receive nationally recognized certifications that verify they have the knowledge and journey-level skills required for their chosen career. These opportunities can be found all over the state of Washington.
- The tribal apprentice subcommittee report is part of the Washington State Apprentice Training Council. L&I works closely with the council, which created a subcommittee with tribal members who work with all the tribes. The committee reports to the council quarterly.

- L&I highlights the contributions of all indigenous communities throughout the world. For the past 16 years, L&I has sponsored a series of events during American Indian Heritage Month in November to educate others and celebrate the rich cultural traditions and proud ancestry of American Indians, including:
 - Labor & Industries celebrates legacy of late advocate Billy Frank Jr., March 18, 2019
 - Solana Booth, American Indian storyteller, Nov. 13, 2018
 - American Indian heritage film series: “As Long As the River Runs,” Nov. 16, 2018
 - Performance by Wa He Lut Indian Dancing Turtles, Nov. 20, 2018

STAFF CONTACT

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DEPARTMENT OF LICENSING

SUMMARY

Department of Licensing's mission: Helping every Washington resident live, work, drive and thrive.

DOL serves Washington residents by licensing drivers, vehicles, vessels and 44 professions. The agency also collects more than \$2.8 billion in fuel taxes and licensing fees each year that fund the state's transportation network.

HIGHLIGHTS

Fuel tax agreements – DOL (by delegated authority from the governor) may enter into motor vehicle fuel tax compact agreements with any federally recognized Indian tribe located on a reservation in Washington. These agreements are limited to motor vehicle fuel (gasoline) and special fuel (diesel) taxes included in the price of fuel delivered to a tribally licensed retail station entirely owned by a tribe, tribal enterprise or tribal member on reservation or trust land.

DOL is party to 25 fuel tax agreements with tribal governments. We continue to work with tribes to enter into new agreements and update language. For calendar year 2018, DOL provided \$48.3 million in fuel tax refunds to tribes pursuant to fuel tax agreements.

Tribal government vehicles – Similar to other government entities, DOL issues government exempt license plates for tribal government vehicles. These license plates do not need to be renewed and are exempt from standard vehicle registration fees. In 2018, DOL issued 251 new tribal government vehicle plates. There are currently about 3,800 tribal government vehicle plates issued by DOL in circulation.

Reporting vessel information – DOL continues to work with tribes to increase the reporting of tribal vessel information. A 1994 consent decree requires 21 tribes to issue vessel decals supplied by DOL to their members for use in registering their vessels and submit the vessel information to DOL. When the Coast Guard attempts to identify tribal vessels that are in distress or abandoned, it often cannot find any information about the vessels in the DOL database because the information was never submitted. For 2018, DOL provided 3,000 decals to the Tribal Fisheries Commission and received 457 tribal vessel registrations.

Court reporting – DOL continues to work with the tribal court systems to provide traffic infraction information to ensure efficiencies for both the state and the tribes. Once the driver has been convicted of the traffic infraction, the tribal court reports the information to DOL, which puts it on the driver's record.

STAFF CONTACT

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WASHINGTON STATE LIQUOR AND CANNABIS BOARD

SUMMARY

The mission of the Washington State Liquor and Cannabis Board is to serve the public by promoting public safety and trust through fair administration and enforcement of liquor, cannabis, tobacco and vapor laws.

WSLCB supports the principles of the Centennial Accord through promoting partnerships with tribes throughout Washington that are affected by alcohol, tobacco, vapor and cannabis regulation.

HIGHLIGHTS

In April 2019, WSLCB resurrected our Tribal Advisory Council. Our first council meeting in six years was graciously hosted by the Suquamish Tribe at the Clearwater Casino and Resort. Several tribes from around the state attended the meeting where we discussed our rulemaking and marijuana compacting process and bills of interest introduced during the 2019 legislative session. We are currently working with tribes to update and renew our council charter and designate a representative from the tribal community to co-chair the council with WSLCB board member Russ Hauge.

In response to a request from several tribes, WSLCB hosted a consultation to discuss a proposed rule change that creates a process for out-of-state tribal ID's to be recognized for the purchase of alcohol in Washington. The consultation resulted in a rule that clarifies the administrative process for approval of both in-state and out-of-state tribal ID's and does not affect the approval status of currently recognized tribal ID's.

WSLCB also met recently with several tribes to update our Government-to-Government Consultation Policy. Our current policy was developed prior to the legalization of recreational cannabis in our state, and is now outdated. Recognizing this, the WSLCB is working with our tribal partners to update the policy so that it accurately describes the full scope of our current work and how our relationship with tribal governments functions. The meeting was very productive and a draft of the updated policy will soon be distributed to our tribal partners for review and comment.

Compacts and memoranda of agreements with tribal governments

To date, WSLCB has negotiated and the governor has signed 11 marijuana compacts with tribes in Washington. We have also completed six memorandums of agreement with tribes for liquor activities, and are currently negotiating marijuana compacts and liquor MOAs with several tribes.

WSLCB is grateful for the relationships we have strengthened through the marijuana compacting and liquor MOA negotiation process. We are proud to be the frontrunners in the nation for government-to-government marijuana agreements and hope to serve as a model for other states with regulated marijuana markets. We also look forward to continued progress in facilitating efficiencies for licensing structures with our tribal partners who wish to pursue a liquor MOA.

STAFF CONTACT

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WASHINGTON'S LOTTERY

SUMMARY

Washington's Lottery is a state agency mandated to generate funds for the support of state programs. WSL sells tickets for games of chance to the public. Revenue from those sales pay for the costs of running the lottery business, including producing, marketing and selling lottery products. All WSL profits support the public good.

Recipients of WSL's statutorily defined proceeds are the Washington Opportunity Pathways Account, Economic Development Account, Problem Gambling Account, General Fund Account and stadium debt payments for Century Link Field. WSL has contributed more than \$4 billion to various state programs since its inception. In addition, WSL is committed to maximizing opportunities for qualified minority-owned and women-owned business enterprises and requires all contractors to fully comply with all provisions of the Americans with Disabilities Act of 1990 (28 CFR Part 35) and other federal and state nondiscrimination laws.

HIGHLIGHTS

Tribal sales

- There are 50 licensed tribal retail locations, which have sold tickets totaling \$12,539,059.
- Ticket sales at tribal locations have provided \$626,953 in sales commissions to those retailers.

Promotions

- July 29–Sept. 1, 2018: \$5 Lotto draw promotion with 7 Cedars Casino that included one winner of a second chance drawing for \$10,000. Additionally there were five drawings at the casino for \$2,000 each, totaling \$10,000. A total of 36,386 \$5 Lotto tickets were sold during the promotion.
- Jan. 2 –Feb. 25, 2019: \$6 Powerball draw promotion with ilani Casino that included one winner of a second chance drawing for \$25,000. Additionally, players could take a promotion voucher to the casino for a chance to win \$5 to \$1,000 of free slot play. A total of 65,306 Powerball tickets were sold during the promotion period.

Meetings

- Washington Indian Gaming Association Conference
- National Indian Gaming Association Conference

STAFF CONTACTS

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WASHINGTON MILITARY DEPARTMENT

SUMMARY

The Washington Military Department's mission is to minimize the impact of emergencies and disasters on people, property, environment and the economy of Washington state and the region; provide trained and ready forces for state and federal missions; and provide at-risk youth the values, self-discipline, education and life skills necessary to succeed as productive citizens. The department includes the Emergency Management Division, Washington National Guard and Washington Youth Academy.

Emergency Management Division: EMD offers tribal nations assistance and services to mitigate, prepare for, respond to and recover from emergencies and disasters. EMD's 24-hour Alert and Warning Center provides timely notification to tribes impacted by natural or manmade emergencies and incidents, and regularly tests and activates systems used to alert tribal communities at risk to tsunami and other hazards.

HIGHLIGHTS

Hazards and Outreach Program

- EMD's tsunami program and state funding assists in maintaining the all hazard alert and broadcast siren for the Hoh Tribe, Lower Elwha Klallam Tribe, Lummi Nation, Makah Tribe, Quileute Tribe, Quinault Indian Nation and the Shoalwater Bay Indian Tribe. The program is working with the Quinault Indian Nation to install a new AHAB siren in the Queets community (slated for late August 2019).
- In 2019, the tsunami program provided tsunami hazard and evacuation signs to the Hoh Tribe, Makah Tribe, Quileute Tribe and Quinault Indian Nation, as well as NOAA weather radios to the Makah Tribe, Quinault Indian Nation and the Shoalwater Bay Indian Tribe.
- Hazards and Outreach section provided support for the Shoalwater Bay Indian Tribe yellow brick road event (tsunami evacuation and health walk), discussing hazard-specific information with community members, distributing outreach materials and distributing NOAA weather radios.
- Two tsunami communications drills were conducted to practice and validate federal/state/local information distribution standard operating procedures. Participants were representatives from the Lower Elwha Klallam Tribe, Makah Tribe, Nisqually Indian Tribe, Quinault Indian Nation, Quileute Tribe and the Swinomish Indian Tribal Community.

Public assistance

- The Public Assistance Disaster unit supported the FEMA-4418-DR-WA severe winter storm disaster that included the Lummi Nation, Makah Tribe and Nooksack Indian Tribe.
- The Mitigation and Recovery unit continued to assist the Lummi Nation with project formulation and permitting for the Lummi Nation Shellfish Hatchery and the Lummi Bay Hatchery for the FEMA-4309-DR-WA disaster as well as the Lummi Nation Shellfish Hatchery for the FEMA-4418-DR-WA disaster.
- The Mitigation and Recovery unit provided disaster assistance grant management training to the Lummi Nation, Makah Tribe, Nooksack Indian Tribe and Puyallup Tribe.

Mitigation

- Mitigation staff provided technical assistance to the Lummi Nation for a seawall mitigation project, the Nooksack Indian Tribe for a flood control project, the Muckleshoot Indian Tribe for a mitigation plan and the Sauk-Suiattle Indian Tribe for a mitigation plan.

Preparedness grants

- Federal grant funding under the FY18 Emergency Management Performance Grant awards included the Cowlitz Indian Tribe (\$26,000), the Kalispel Tribe of Indians (\$5,949), the Squaxin Island Tribe (\$18,991) and the Swinomish Indian Tribal Community (\$28,500) to increase all-hazards emergency preparedness.
- Federal grant funding awards in the competitive grant opportunity, FY18 Operation Stonegarden program in the Homeland Security Grant Program included the Confederated Tribes of the Colville Reservation (\$200,000), the Nooksack Indian Tribe (\$90,000) and the Swinomish Indian Tribal Community (\$90,000) to increase border security and situational awareness.

Planning, training, HAZMAT/COG and exercise and assessment programs

- Members of Confederated Tribes of the Colville Reservation, Cowlitz Indian Tribe, Kalispel Tribe of Indians, Lummi Nation, Port Gamble S'Klallam Tribe, Shoalwater Bay Indian Tribe, Swinomish Indian Tribal Community and the Confederated Tribes and Bands of the Yakama Nation attended the Local Emergency Planning Committee Tribal Conference in Leavenworth, April 30–May 2, 2019. LEPCs are a partnership to enhance hazardous materials preparedness.
- Members of the Confederated Tribes of the Colville Reservation attended the 2018 training and exercise planning workshop.
- Members of the Confederated Tribes of the Colville Reservation and the Swinomish Indian Tribal Community were represented at the 19th annual 2019 hazardous materials workshop.
- The Emergency Management Plans unit reviewed the Muckleshoot Indian Tribe and the Swinomish Indian Tribal Community's full comprehensive emergency management plans.

Washington Youth Academy

- The WYA is a National Guard Youth Challenge program to help at-risk youth change their lives, recover academic credits and gain important life skills to become productive, responsible citizens. The WYA is a residential (22 weeks) and post-residential (1 year) program with one-on-one adult mentors for 16- to 18-year-old students who have, or are at risk of dropping out of high school. Historically, graduates increase an average of two years and four months in academics and earn an average of 7.83 credits of 8.0 total possible credits. Every class in the past year has included Native American youth.
- WYA recruiters work with high school Indian education specialists across the state and tribal schools and organizations throughout the year.
- Over the past year, outreach staff have provided all tribal contacts from the Washington state tribal directory, newsletters, materials and invitations to professional tours. Participants included an Indian education specialist from the Tacoma School District and Skokomish Indian Tribe Education Center.

STAFF CONTACTS

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THE WASHINGTON STATE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

SUMMARY

The Office of Minority and Women's Business Enterprises strives to promote equity and increase participation in public contracting and procurement for small businesses owned by minorities, women and economically disadvantaged persons through education and certification.

[OMWBE certifies](#) that a business is small and is owned and controlled by a minority or a woman. Businesses certified by their respective tribe or the U.S. Small Business Administration that also want to be certified with OMWBE must submit an application and supporting documents.

OMWBE continued to streamline the certification process through Lean initiatives and rule changes. OMWBE updated certification rules effective July 8, 2019, to increase access to tribal-owned businesses. The rules clarify size requirements as well as personal net worth and control. On July 15, OMWBE launched a new online platform to accept fees by credit card. This is already improving customer service and application processing timelines.

Agencies, educational institutions, local governments and prime contractors use OMWBE's certification online directory to find certified firms with business descriptions that match the goods and services they want to purchase.

HIGHLIGHTS

Governor's Subcabinet on Business Diversity

The work of the subcabinet and the community of practice – the interagency work groups that develop best practices for inclusion of OMWBE certified firms in public contracting – fall directly under OMWBE's purview and the work the agency is tasked with doing. Extensive outreach was conducted on data collection received by Native American communities, including the use of a Native American subcontractor.

Washington State Disparity Study

The Statewide Disparity Study was commissioned by the Department of Enterprise Services on behalf of the Governor's Subcabinet on Business Diversity to help the state determine the level of disparity in participation by business enterprises owned by minorities, women and veterans in state contracts for public works, goods and services and client services. The study is complete and the results are available on OMWBE's [website](#).

Electronic data collection

OMWBE received partial funding to implement an electronic data collection and monitoring system for all state agencies. This will allow us to gather more specific data on Native American participation. This tracking is the foundation for any effort to increase opportunities for minority- and women-owned businesses.

Supplier diversity

State law requires OMWBE to report the amount of money each state agency and college spends in contracts and procurements with certified minority- and women-owned businesses. OMWBE posts this information on its [website](#).

STAFF CONTACT

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WASHINGTON STATE DEPARTMENT OF NATURAL RESOURCES

SUMMARY

The Department of Natural Resources, under Washington State Public Lands Commissioner Hilary Franz, works alongside tribal sovereigns to improve conditions for salmon, mitigate the impacts of climate change, address and improve protections for cultural and natural resources, support sustainable resource economies and address the cumulative impacts of activities on state-owned landscapes. The agency is committed to strengthening the health and resilience of our lands and waters, restoring Puget Sound and supporting salmon recovery.

HIGHLIGHTS

Preservation & restoration efforts

DNR has prioritized restoration and monitoring projects, including assistance with real-time evaluation of river condition at the Tsoo-Yess River U.S. Geological Survey gauging station, monitoring potential changes in water quality at Lake Ozette and Tsoo-Yess watersheds and working to improve and enhance stream typing on the Olympic Peninsula. DNR's Olympic Region worked with the Lower Elwha Klallam Tribe to provide trees for river restoration. Additionally, three archaeological and cultural resource trainings were held in the Northwest Region for tribal historic preservation officers, tribal staff, and timber, fish and wildlife stakeholders.

Aquatics

In partnership with the Swinomish Indian Tribal Community, DNR worked to safely transport and deconstruct the MV Stillwater, an abandoned vessel, which risked harming the environment. As part of the ongoing effort to improve habitat for fish and other marine life, DNR has partnered with the U.S. Army in July to remove deep-water — 105 feet or deeper — derelict fishing nets off coastlines in San Juan County. Underwater footage of the deep-water dive team collecting derelict fishing nets can be viewed at <http://bit.ly/DiversCollectDerelictFishingNet>. To date, DNR has removed 2,000 shallow-water nets in San Juan County, or 90% of those identified in the area. Other efforts include facilitating restoration efforts on the coastline at the Rayonier site in Port Angeles and removal of a derelict vessel on the shore in Everett.

Conservation, recreation & transactions

DNR's Olympic Region worked with the Lower Elwha Klallam Tribe to develop the language for a new "Singing Waters" sign at the Lyre campground. The agency also worked with tribes to identify, catalog and map traditional cultural properties in the Northwest and Olympic regions. In partnership with the Squaxin Island Tribe and Green Diamond Resources, DNR was able to conserve the 1,465-acre Kennedy Creek Natural Area in Mason and Thurston counties, which has one of the state's most productive chum salmon runs.

Forest resources

Working with Tulalip Tribes and Quileute Tribe, DNR staff was permitted to attend the tribes' traditional cedar bark gathering and stripping. The effort yielded two videos produced in the voice of the tribes to explain the importance of the tradition and explain how the material is used, which can be watched at <http://bit.ly/QuileuteTribeStory> and <http://bit.ly/TulalipTribeStory>. A number of tribes worked with the agency to secure firewood and other items for cultural practice.

Executive management

The Confederated Tribes of the Colville Reservation has been working with DNR on carbon sequestration efforts and policies. Tribal participation at the U.S. Climate Alliance Learning lab with

DNR last year was vital to the effort to pass the carbon budget proviso in the 2019 session. There is also ongoing collaboration with Confederated Tribes and Bands of the Yakama Nation on developing solar energy on DNR-managed lands. Additionally, DNR was on hand to share Washington tribes offering a blessing to the waters of the Puget Sound to bring home Washington state's iconic Southern Resident killer whale. The video can be watched at <http://bit.ly/BringOrcasHome>.

Forest practices

The Federal Lands Section in DNR's Northeast Region, through the Good Neighbor Authority, worked with the Kalispel Tribe of Indians on the Trail (Sx^wuytn) Project. This collaborative venture with U.S. Forest Service, Kalispel Tribe of Indians, DNR and significant input from the Northeast Washington Forest Coalition is working on a possible restoration project (vegetative/aquatic) on USFS lands near the Idaho border under the Tribal Forest Protection Act. The collaboration is now in the process of project development, public outreach and NEPA interdisciplinary team participation. DNR produced a video on how GNA agreement is restoring forests, creating healthy habitat and making forests more wildfire resistant and resilient, which can be viewed at <http://bit.ly/GNAforForestHealth>.

Legislative collaboration

We thank our tribal partners and the Northwest Indian Fisheries Commission for their tireless work over the 2019 legislative session to secure long-term funding for the Adaptive Management Program under the Habitat Conservation Plan through an extension of a surcharge on forest products to 2045, which was set to expire in 2024. Because of the leadership our tribal partners brought to the Capitol, the tribes, DNR, Governor's Office and the timber industry came to an agreement not only to secure this long-term funding, but also to remove language that made seeking additional federal funding nearly impossible due to the risk of the loss of state funds. This wonderful accomplishment will secure funding for participation of tribes to support Forests and Fish efforts in forest practices that supports habitat recovery for salmon and clean water.

STAFF CONTACT

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WASHINGTON STATE PARKS AND RECREATION COMMISSION

SUMMARY

The Washington State Parks and Recreation Commission looks for opportunities to develop mutually beneficial partnerships and agreements with tribes throughout the state. The commission manages more than 120 state parks and properties totaling approximately 138,000 acres. It supports a variety of recreational and educational opportunities and provides stewardship protection for a diverse array of natural, cultural and historic resources.

HIGHLIGHTS

Celebrations, commemorations and other events

- The Nisqually Indian Tribe and State Parks hosted Gov. Inslee at Nisqually State Park to discuss plans for development of the park in cooperation with the tribe.
- State Parks' staff and tribal members of the Confederated Tribes of the Colville Reservation presented information on tribal relations to commission.
- State Parks played host to Canoe Families celebrations at Millersylvania and Deception Pass state parks in coordination with the Confederated Tribes of the Chehalis Reservation, Nisqually Indian Tribe, Skokomish Indian Tribe, Puyallup Tribe, Swinomish Indian Tribal Community and Samish Indian Nation.
- Work continues with the Columbia River Intertribal Fish Commission to site the Fishers' Memorial at Horsethief State Park as well as to explore opportunities for tribal youth educational salmon programs at the park.
- State Parks' staff attended the 12th Annual Cultural Resource Protection Summit hosted by the Suquamish Tribe.

Planning, land management and environmental protection

- State Parks' staff participated in a government-to-government meeting with the Confederated Tribes of the Colville Reservation to involve the tribe in land-use planning for Bridgeport and Alta Lake state parks.
- Director Hoch and executive staff attended a government-to-government meeting with Chairman Choke and Nisqually Tribal Park staff to begin cooperative work on the Nisqually State Park Master Plan to develop the first new full-service state park in a decade. Meetings with the Nisqually Tribal Park Commission on development of the new park will continue.
- Funding was secured in the 2019–21 capital budget to repair two fish passage barriers covered under the culvert injunction at Millersylvania and Tolmie state parks.
- State Parks' staff established a tribal work group with the Confederated Tribes and Bands of the Yakama Nation, Confederated Tribes of the Colville Reservation, Nez Perce Tribe and Confederated Tribes of the Umatilla Indian Reservation to coordinate on resource protection and visitor facilities at Palouse Falls and Lyon's Ferry state parks.
- State Parks' executive leadership and staff met with the Confederated Tribes of the Umatilla Indian Reservation Cultural Committee to better understand the tribe's perspectives and concerns related to park properties in southeast Washington and to involve the tribe in land-use planning at Palouse Falls, Lyon's Ferry, and Lewis and Clark Trail state parks.

- Planning began with the Washington State Department of Transportation to remediate a fish passage barrier in Twanoh State Park with a new bridge on State Route 106 to improve fish passage from Hood Canal to Twanoh Creek.
- State Parks' staff is coordinating with the Confederated Tribes of the Colville Reservation, Wanapum Tribe and Confederated Tribes and Bands of the Yakama Nation on the development of a petroglyph exhibit and the best approach to tribal interpretation at Ginkgo Petrified Forest State Park.
- State Parks executive staff signed a memorandum of understanding with the Confederated Tribes and Bands of the Yakama Nation, Confederated Tribes of the Colville Reservation, State Department of Archeology and Historic Preservation and Bureau of Reclamation to guide the stabilization and protection of an archeological site at Steamboat Rock State Park.
- Cultural resources staff from the Confederated Tribes and Bands of the Yakama Nation were contracted to complete a cultural resources management plan for the lease renewal process with the U.S. Army Corps of Engineers for Maryhill and Horsethief state parks.
- State Parks' staff is working with the Yakama Nation Human Resources Department to recruit staff to work at Fort Simcoe State Park.
- State Parks Interpretive Program is coordinating with the Confederated Tribes and Bands of the Yakama Nation on developing interpretive signage on tribal history and ice-age floods at Steamboat Rock State Park.
- State Parks is developing a memorandum of understanding with the Yakama Nation Department of Natural Resources to guide fish enhancement projects along Swale Creek and improvements to the Klickitat Trail in Swale Canyon.
- State Parks, the city of Wenatchee and the Chelan Public Utility District are coordinating with the Confederated Tribes and Bands of the Yakama Nation and the Confederated Tribes of the Colville Reservation on the development of the Confluence Parkway.

STAFF CONTACTS

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PUGET SOUND PARTNERSHIP

SUMMARY

The Puget Sound Partnership's mission is to accelerate the collective effort to recover and sustain Puget Sound. Working with our partners, we generate the Puget Sound Action Agenda, which charts the course to recovery. We manage and report on shared measurements of recovery, and we support our partners through mobilizing funding, removing barriers to implementation and educating key decision makers. State law also charges the Partnership's Leadership Council with developing, implementing and monitoring a recovery plan to restore salmon populations in Puget Sound.

HIGHLIGHTS

Collaboration with Puget Sound tribes is central to our collective effort.

- Tribes hold seats on our three boards established in statute: the Leadership Council, the Ecosystem Coordination Board and the Science Panel. They also hold seats on our two advisory boards: the Puget Sound Salmon Recovery Council and the Puget Sound Ecosystem Monitoring Program Steering Committee.
- Tribes participate regularly in Partnership-supported groups established at the watershed scale to develop and implement priorities for salmon and ecosystem recovery.
- We collaborate directly with tribes via the Partnership/Tribal Co-management Council and, when invited, the Tribal Management Conference.
- Partnership staff work with individual tribes throughout Puget Sound to coordinate on specific local and regional projects to recover Puget Sound and its salmon.

We work closely with tribes on issues of high importance to salmon and Puget Sound recovery.

- Tribes are key partners in the Governor's Southern Resident Orca Task Force, which the Partnership co-leads with the Washington Department of Fish and Wildlife. Leadership Council Vice-Chair Stephanie Solien co-chairs the task force with Les Purce. Tribal activism has been critical to implementing the Year 1 recommendations and continues to be vital in developing Year 2 recommendations.
- Members of the Lummi Nation, Port Gamble S'Klallam Tribe, Puyallup Tribe, Quinault Indian Nation, Skokomish Indian Tribe, Squaxin Island Tribe and Northwest Indian Fisheries Commission participated in the 2019 Puget Sound Day on the Hill, during which we educated key decision-makers in Washington, D.C., about the importance of federal support for Puget Sound and salmon recovery.
- In December 2018, the Leadership Council adopted the 2018–22 Action Agenda for Puget Sound, which incorporates the bold actions for salmon recovery proposed by the Tribal Management Conference.

STAFF CONTACT

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RECREATION AND CONSERVATION OFFICE

SUMMARY

The Recreation and Conservation Office manages grant programs that help tribes recover salmon, create places for outdoor recreation and protect wildlife habitat.

HIGHLIGHTS

Grants

For fiscal year 2019, RCO awarded more than \$31 million in grants to 21 tribes for 56 projects to restore and protect salmon habitat, develop athletic and boating facilities, create water access sites and protect critical riparian habitats. Project funding comes from the following grant programs:

- Aquatic Lands and Enhancement Account
- Boating Facilities Program
- Brian Abbott Fish Barrier Removal Board
- Coast Restoration Initiative Projects
- Chehalis Basin Strategy
- Estuary and Salmon Restoration Program
- Family Forest Fish Passage Program
- Puget Sound Acquisition and Restoration
- Puget Sound Critical Stock
- Salmon State and Federal Projects
- Washington Wildlife and Recreation Program Riparian Protection
- Washington Wildlife and Recreation Program Water Access
- Youth Athletic Facilities

Since 1972, when the agency first assisted a tribal project, RCO has administered 499 grants to 26 tribes. Totaling more than \$148 million, these projects have helped tribes with waterfront access and restoration, boating facility construction, salmon habitat restoration and monitoring, fish hatchery improvements, trail development and local park development.

Project Highlight: Confederated Tribes and Bands of the Yakama Nation

Apas Goudy Youth Athletic Facilities

The Yakama Nation Housing Authority will use a Youth Athletic Facilities grant to develop basketball courts in the Apas Goudy Housing Park. The Apas Goudy Housing Park consists of 88 houses, all of which are low-income. Prior to the grant cycle, the Recreation and Conservation Funding Board adopted a new match reduction policy to help fund projects in locations of the state that have underserved populations or communities in need. The Youth Athletic Facilities program requires applicants provide a minimum of 50% matching share of the total project cost. This project is located within a tribal census block group that requires only a 10% match amount.

The importance of this project can be summed up by the following statement in the application: “Native Americans in general, with the Yakama people being no exception, are very strong and active in basketball. Basketball is the one ubiquitous Reservation activity that unites the whole community through events, tournaments, coaching, mentoring and practicing.”

Outreach

All tribal governments are eligible to apply for grant funds through our agency. RCO staff have been working on outreach to tribal communities to share these funding opportunities.

RCO’s Cultural Resource Program

RCO conducts a cultural resources review of all restoration, construction and acquisition projects in compliance with the Governor’s Executive Order 05-05 (unless a federal nexus exists). RCO’s goal is to provide a comprehensive consultation process and thorough review view of funded projects. To do so, RCO contracts with archaeologists at the Washington State Department of Transportation. RCO’s cultural resources coordinator continues to conduct consultation with tribal natural and cultural resources directors about potential impacts to cultural resources and to further enhance the government-to-government relationship. RCO’s website displays information about every grant proposal, including maps, design plans and detailed project. (Sensitive information is not made available to the public.)

RCO staff facilitate cultural resources trainings for grant recipients, participate in the annual Cultural Resources Protection Summit (hosted by the Suquamish Tribe), frequently meet with tribal staff and attend functions hosted by tribes.

STAFF CONTACT

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RESULTS WASHINGTON, OFFICE OF THE GOVERNOR

SUMMARY

Results Washington is Gov. Inslee's statewide performance system, responsible for fulfilling his mission to create a state government that is more responsive, data-driven and human-centered. Our vision is to deliver better results for all Washingtonians. Results Washington tracks state government performance on approximately 20 key outcomes that support the governor's five visionary goals to achieve world-class education, a prosperous economy, sustainable energy and a clean environment, healthy and safe communities, and an efficient, effective and accountable government.

HIGHLIGHTS

- Several Results WA team members met with a representative of the Confederated Tribes of the Colville Reservation in August 2019 to learn about regional water supply and drought issues.
- Launched a new website with re-designed performance dashboards, available at results.wa.gov.
- Launched a new online dashboard on climate, available at results.wa.gov.
- Launched an initiative, A Human Workplace, to increase respect and trust in state government workplaces and boost employee engagement.
- Held our inaugural agency design challenge to bring employees and customers together to identify and remove customer pain points with several government processes.
- Held our 7th annual Lean Transformation conference that provided learning opportunities in continuous improvement, performance management and innovation for more than 2,000 participants, mostly state government employees.
- Partnered with several state agencies to advance the state's efforts to improve re-entry outcomes for people who leave state incarceration.
- Facilitated the Shellfish Coordinating Group's development of a new action plan.
- Facilitated multi-agency efforts to develop a state opioids data dashboard, available on our website, and internal communications strategy.

STAFF CONTACT

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DEPARTMENT OF REVENUE

SUMMARY

The [Department of Revenue](#) is the state of Washington's primary tax administration agency, overseeing more than [60 types of taxes](#).

The department is committed to continually working on its government-to-government relationships with the tribes we serve, dedicating staff time and resources to work with the tribes, tribal citizens, tribal businesses and others that do business in Indian Country. Director Vikki Smith participates in government-to-government meetings with tribes. The department employs a full-time tribal liaison who leads the department's work with tribes. The tribal liaison serves as a member of the agency's leadership team and coordinates responses to tribal-related inquiries.

HIGHLIGHTS

- Reconvened the Tribal Tax Advisory Group. Engaged in conversations with tribes about key tax policy issues.
- Worked with tribal representatives to update the department's consultation policy.
- Shared tax information at tribal, state and national events such as Affiliated Tribes of Northwest Indians and the National Intertribal Tax Alliance.
- Provided guidance to Indian and non-Indian businesses that do business with tribes and their citizens. Responded to nearly 100 tribal-related inquiries.
- Conducted outreach to tribal governments, other state agencies and taxpayers.
- Updated the [GIS lookup tool](#) to input an address to identify whether a location is in Indian Country while collaborating with tribes and the federal government to improve function.
- Collaborated with the Liquor and Cannabis Board to review state and tribal marijuana compacts.
- Worked with a tribe to negotiate a timber compact and related business activities.
- Executed renewals of cigarette compacts and one amendment to a compact. The state now has cigarette compacts with 27 tribes.
- Continued annual meetings between the department and each of the tribes that have cigarette compacts.

STAFF CONTACT

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OFFICE OF THE SECRETARY OF STATE

SECRETARY OF STATE KIM WYMAN

SUMMARY

The Washington State Secretary of State's office and Secretary of State Kim Wyman continue to work closely with the tribal communities in Washington state to further knowledge of their unique histories, ensure their right to vote and take part in the electoral process, and maintain historic and literary documents related to Washington's tribes.

HIGHLIGHTS

Legacy Washington's new exhibit, "Ahead of the Curve," spotlights the 2020 centennial of the passage of the 19th Amendment granting women the right to vote. The activism of Washington women, who had won the vote a decade earlier, played a key role in the campaign for national suffrage. Fawn Sharp, president of the Quinault Indian Nation, and the late Janet McCloud, a descendant of Chief Seattle, are among the notable Washington women featured in the exhibit. The exhibit opened Sept. 19 at the state Capitol. The profiles will appear on the Secretary of State's website concurrently, at <https://www.sos.wa.gov/legacy/>. Legacy Washington is fundraising to transform the profiles into a printed book and e-book. For more information on how to help, contact Laura Mott at laura.mott@sos.wa.gov or call 360-902-4171.

The [We're Still Here](#) exhibit focuses on Washington's Native American tribes and their struggle for survival and self-determination. Legacy Washington continues to offer for sale [Where the Salmon Run](#), a look at the life and impact of the late Billy Frank Jr., an influential Nisqually tribal leader.

Washington State Archives continues to scan and make public hundreds of photographs taken of various tribal communities between 1870 and 1940. These documents include marriage licenses from as far back as 1854, land records, historic maps, reservation censuses, oral histories and court papers from state and local courts from 1855 through the 1990s, to name a few. Currently, 1950 era photos from the Makah Tribe are being digitized and subjects/events identified with help from tribal elders. Search the digital archives by accessing <http://www.digitalarchives.wa.gov/>. The Archives is honored to have Joe Kalama, Nisqually tribal archivist, as a member of the Washington State Historic Records Advisory Board.

Washington State Library reaches out to tribal librarians through a variety of methods. The WSL tribal consultant organizes both an annual face-to-face meeting as well as an online meeting for tribal librarians in Washington to share information. Site visits to tribal libraries allow the tribal consultant to assist librarians solve specific library problems.

The State Library gave equipment grants with the necessary Office software to the following tribes: Hoh Tribal Library: four laptops, 10 tablets, one wireless router; Kalispel Tribal Library: one laptop; and Skokomish Tribal Library: one laptop. Washington Rural Heritage grant: Jamestown S'Klallam Tribal Library Award: \$7,625 to hire a part-time archival technician to finalize transcriptions of oral interviews for web-based access through our House of Seven Generations website (www.tribalmuseum.jamestowntribe.org) and to conduct a comprehensive inventory of approximately 300 ethnographic items in archival storage and catalog them with descriptive metadata into PastPerfect museum software.

The State Library negotiated with Tech Soup so tribal libraries could take advantage of this nonprofit's substantial discount program for computer equipment. The Yakama tribal libraries immediately took advantage of this program to replace outdated computer equipment. The following tribes participated in a program that explored the educational value and implementation of virtual reality in a library setting using Oculus Rift and Oculus Go equipment: Confederated Tribes of the Colville Reservation, Confederated Tribes and Bands of the Yakama Nation, Nooksack Indian Tribe and Shoalwater Bay Indian Tribe.

The Heron Library of the Jamestown S'Klallam Tribe was the first tribal library in the nation to be awarded the gold medal for exemplary library service from the Institute of Museum and Library Services. IMLS recognized the Washington State Library for the support that it has provided to tribal libraries over the years, with an invitation to attend the tribal library convening in Washington, D.C., to commemorate 50 years of IMLS support. WSL was one of five state libraries so honored.

The **Washington Talking Book & Braille Library** continues to provide comprehensive library services statewide, at the library and by mail, to any Washington tribal resident unable to read standard print material due to blindness, visual impairment, deaf-blindness, physical disability (cannot hold a book or turn pages) or reading disability. For more information, visit <https://www.wtbbl.org/services.aspx>.

The **Combined Fund Drive** works closely with the Squaxin Island Tribe and Little Creek Casino on the yearly Masquerade Ball Charity Gala fundraiser held on the Capitol Campus. The gala raises thousands of dollars for charities in our communities. The Combined Fund Drive also distributes donations to dozens of charities that assist tribal communities and members in need throughout the state. For more information, visit <https://www.give.wa.gov/>.

Washington State Elections has been working with tribal leaders supporting events for nonprofits such as the Chief Seattle Club, which hosted a Get Out the Vote event. Partnerships have been built with the Native Vote Project with which Elections worked to design and produce outreach swag. Elections attended the Paddle to Lummi canoe journey event and contacted thousands of tribal members. An estimated 10,000 were in attendance. New legislation provided an opportunity for Elections to begin collaboration with the Confederated Tribes of the Colville Reservation to prepare for digital signatures for tribal members who register to vote electronically.

Proposed New Library-Archives Building. The Legislature approved the design and construction of a new Washington State Archives and Library Building. This 177,000 square foot, state-of-the-art facility will replace the State Archives and Library buildings. Their collections include an original census of the Washington Territory of all tribal communities as far back as 1860, birth and death certificates since 1853, correspondence among territorial and state officials and tribal officials, and one of the largest collections of Washington-authored books in the state, many of which are either about or authored by tribal members.

STAFF CONTACT

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DEPARTMENT OF SOCIAL AND HEALTH SERVICES

EXECUTIVE SUMMARY

The Department of Social and Health Services' mission is "Transforming Lives." We value honesty and integrity, open communication and the pursuit of excellence. To that end, we are committed to our work with tribes at a government-to-government level. As secretary of DSHS, I remain committed to building and maintaining strong working relationships with tribes.

Our department has a long and rich history of working with tribes. We place a high priority on the government-to-government relationship between Washington state and federally recognized tribes. We do this in accordance with the Washington State Centennial Accord, the Department of Social and Health Services 7.01 Policy, and local tribal state memoranda of understanding.

We recognize that the impact of DSHS is wide across our state. In any given month, we provide some type of shelter, care, protection and/or support to 2 million of our state's 7.4+ million people.

In 2019, I have had the honor of traveling to meet individually with tribes to hear their stories, listen to concerns and to learn more about emerging issues.

In these travels, I have also asked tribes for input on our five agency-wide priorities:

- Preparing for aging Washingtonians
- Supporting people in our care and custody
- Serving people in their home community
- Providing a pathway out of poverty and become healthier
- Improving our agency's performance, effectiveness and efficiency.

I look forward to my continued travels and learning how DSHS can better serve Native Americans. I thank the tribes for their gracious hospitality and their continued participation in defining policy and practice of DSHS to better meet the needs of our people. While we have come a long way, we have much to do for our future generations.

2019 HIGHLIGHTS

DSHS continues to support the Indian Policy Advisory Committee. Through this forum, we meet quarterly with the tribes and recognized American Indian organizations. IPAC meetings provide the opportunity for meaningful dialogue with tribal leaders and delegates from the tribes and RAIOS in areas of common interest and concern.

STAFF CONTACT

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AGING AND LONG-TERM SUPPORT ADMINISTRATION

SUMMARY

The Aging and Long-Term Support Administration is the lead administration in DSHS for providing long-term services and supports, or LTSS. AL TSA also serves as the state-level Medicaid office for LTSS policy and program development. We are committed to promoting choice, independence and safety through innovative services that maintain and improve the quality of life of adults with functional disabilities due to age, physical or cognitive limitations and their caregivers.

HIGHLIGHTS

- **Adult Protective Services**

We have seven working agreements with tribes, with additional agreements in development. APS is working with two tribes using elder protection teams. A new agreement was signed with the Stillaguamish Tribe in June 2019.

Roundtables and consultations were held to develop insight into the effect of centralizing APS intake on tribes and tribal reporting, resulting in a draft memorandum of agreement template shared with tribes that incorporates tribal law and order code requirements, investigative notifications and coordination for investigations involving tribal members on and off the reservation.

- **Health Homes**

In cooperation with the Washington state Health Care Authority, AL TSA Tribal Affairs has assisted three tribes with contract development, coordination and trainings to become care coordinators. For example, the Makah Tribe is providing care coordination to its tribal members and decreasing the risk of hospital and emergency room use.

- **Disqualifying Crimes Work Group**

Representatives from AL TSA, the Developmental Disabilities Administration and other DSHS administrations formed a work group with a number of tribal partners to review, discuss and make recommendations to improve background check processes and procedures for providers of long-term services and supports for elders, adults with disabilities and individuals with intellectual disabilities. Specifically, the work group considered the list of disqualifying crimes codified in WAC 388-113-0020 and how it is applied to tribal members.

- **Kinship care**

Kinship navigators continue to help to connect grandparents and relatives who are raising children with community resources such as health, financial, legal services, support groups, training and emergency funds. Funding is provided to seven tribes: the Confederated Tribes of the Colville Reservation, Lummi Nation, Makah Tribe, Port Gamble S'Klallam Tribe, Quileute Tribe, Samish Indian Nation and the Confederated Tribes and Bands of the Yakama Nation.

This program helps tribal families establish or maintain greater self-sufficiency and long-term stability in a culturally relevant manner needed to keep their children out of foster care. A small federal Administration for Community Living Lifespan Respite grant is ending in 2019 that complemented the Kinship Program. Each tribe determined and implemented activities to provide a break to kinship caregivers. A project is underway to evaluate the Kinship Navigator Program as an evidence-based prevention approach, and AL TSA is working with the tribal navigator programs to determine whether an assessment tool can assist tribes in further developing a sustainable, culturally appropriate program.

- Home care aide training**

During the 2018–19 fiscal year, AL TSA staff worked with tribes to build the direct-caregiver workforce. Our goal was to inform tribes of the high school home care aide course and invite them to implement this in their schools. The state Office of Superintendent of Public Instruction developed the course that allows high school juniors and seniors to earn high school credit while simultaneously completing home care aide required training.
- Home-delivered meals expansion**

The Lummi Nation and the Makah, Nisqually, Nooksack, Port Gamble S’Klallam, Skokomish and Squaxin Island tribes expanded home-delivered meals to serve more elders who are not able to come to an Elder’s Center for a meal.
- Medicaid Transformation Project**

Options for people receiving LTSS are expanding so elders and adults with disabilities can stay at home and delay or avoid the need for more intensive services that may be away from home. AL TSA worked with the Health Care Authority, tribes and urban Indian organizations to develop a tribal protocol related to the Medicaid Transformation Demonstration approved by the Centers for Medicare and Medicaid Services. Enrollment for Initiative 2 services began in September 2017; enrollment for Initiative 3 services began in January 2018.
- Residential Care Services**

Tribal facilities are among those that RCS licenses, certifies and oversees with regard to the quality of care. On any given day, more than 70,000 vulnerable adults reside and receive care and services in these settings. We work closely with tribes to deliver the best possible care.
- Nursing facility services**

AL TSA and HCA worked with the Colville Confederated Tribes and the Legislature to decrease barriers to seeking enhanced payment rates for tribally operated skilled nursing facilities.
- Area Agencies on Aging**

AAAs and tribal governments continue to meet to develop meaningful, individualized 7.01 work plans, assist with resources and ensure provider contracts allow for culturally relevant services.

STAFF CONTACT

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BEHAVIORAL HEALTH ADMINISTRATION

SUMMARY

The Behavioral Health Administration provides long-term inpatient treatment to people with intensive behavioral health needs. DSHS operates Eastern and Western state hospitals and the Child Study & Treatment Center. BHA also provides forensic behavioral health services through the Office of Forensic Mental Health Services. In 2019, BHA took over management of the Special Commitment Center, which provides services for civilly committed sex offenders who have completed their prison sentence and have been committed to the center by a court.

HIGHLIGHTS

- The state hospitals are continuing on the path of major transformation. Part of this work includes moving away from serving both civil and forensic mental health patient in the same facility. To this end, each hospital has started to transform some civil wards to newly renovated forensic wards.
- The 2019–21 capital budget included pre-design funding for a new forensic hospital on the grounds of Western State Hospital in Lakewood.
- The 2019–21 operating budget provides funding to begin developing new capacity for long-term, 90- and 180-day civil commitments. The goal is to move the existing WSH civil commitment capacity to community capacity located throughout the state. This includes a new 16-bed facility for civil commitments, two 48-bed facilities that include beds for 90- and 180-day civil commitments, a new 150-bed teaching hospital operated by University of Washington and an increase of 119 beds contracted by the Health Care Authority.
- The *Trueblood vs. State of Washington State* DSHS agreement calls for investments that have been included in the state budget beginning in fiscal year 2020. The investments for these priorities appear in several areas in both the DSHS and HCA budgets and will require extensive coordination between the two agencies. These include:
 - **Competency evaluations** – calls for additional positions for timelier evaluations.
 - **Competency restorations** – creates new, state-operated restoration beds at both Eastern and Western state hospitals and requires a transition to closure of current beds in Yakima and at Maple Lane residential treatment facilities.
 - **Outpatient competency restoration** – creates an outpatient competency restoration option through HCA contracts with others.
 - **Crisis triage and diversion supports** – allows for housing supports, crisis triage, intensive case management program, crisis outreach and peer support for class members.
 - **Forensic navigators** – allows DSHS to hire more staff who will work with courts by advising on whether forensically involved criminal defendants are suitable for conditional release into the community to receive competency restoration services in an outpatient setting, provided that a court determines such a defendant is suitable for conditional release.
- DSHS, tribes and HCA held three roundtable meetings in June 2019 and a consultation in August 2019 to develop the implementation of the *Trueblood* agreement. The roundtables focused on forensic navigators, peer support and housing, law enforcement and the courts.
- BHA has developed new opportunities to provide treatment to American Indian and Alaska Native patients through coordination of services and partnership with tribal behavioral health organizations.

STAFF CONTACT

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DEVELOPMENTAL DISABILITIES ADMINISTRATION

SUMMARY

Developmental Disabilities Administration's mission is to transform lives by providing support and fostering partnerships that empower people with disabilities to live the lives they want.

HIGHLIGHTS

- Increased the number of self-identified tribal members who receive DDA services by 177 for a total 447 (as of June 2019). DDA serves at least one self-identified tribal member from each of the 29 federally recognized tribes.
- Dedicated slots for tribal staff participation in the DDA core academy training and the overview of DDA programs and services training.

STAFF CONTACT

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DIVISION OF VOCATIONAL REHABILITATION

SUMMARY

The Division of Vocational Rehabilitation helps individuals with disabilities to participate fully in their communities and to become employed. We provide individualized vocational rehabilitation services and counseling to people with disabilities and provide technical assistance and training to employers about the employment of people with disabilities.

HIGHLIGHTS

- DVR, the Department of Services for the Blind and American Indian Vocational Rehabilitation Services updated the Statewide Government-to-Government Agreement in October to commit all parties to work cooperatively to facilitate access to vocational rehabilitation services.
- Various AIVRS programs will be applying for Rehabilitation Services Administration grants to continue funding their programs. DVR will be coordinating with these programs if they do not receive grant funding.

STAFF CONTACT

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ECONOMIC SERVICES ADMINISTRATION

SUMMARY

The Economic Services Administration transforms lives by empowering individuals and families to thrive. ESA provides services to clients who need a cash grant, food assistance, work-related support services, medical assistance, child support or disability determinations. ESA's unifying goal is to reduce the number of individuals and families living in poverty (below 200% of the federal poverty level) by 50% by 2025 in a way that eliminates disparities. To achieve this goal, ESA must integrate services, eliminate transition gaps, and build opportunity and well-being for individuals and families. A multi-generational, family-centered approach must focus on employment, education and training, barrier removal, support services, cash assistance, food, medical, child support, coaching and mentoring. ESA strives to continue to build strong relationships with tribes as they exercise self-governance and self-determination. On July 1, 2019, the Child Care Subsidy Program moved from DSHS to the Department of Children, Youth, and Families.

HIGHLIGHTS

- **Tribal child support**

The Division of Child Support and tribes work together to improve child support services to Native American families. DCS is a national leader in government-to-government work with tribes, advocating for child support policies, laws and intergovernmental agreements that respect tribal sovereignty. DCS partners with the 29 federally recognized tribes of Washington, including eight tribes that operate federally funded tribal child support programs.

- **Tribal Temporary Assistance for Needy Families**

The Community Services Division promotes and supports government-to-government relationships with Washington tribes by recognizing tribal sovereignty in the development and delivery of programs and services. CSD headquarters and regional staff work with the 11 tribal TANF programs, and CSD continues to work with tribes to renew intergovernmental agreements. CSD and tribal TANF directors meet twice a year to build relationships, share updates and provide a forum collaborate on efforts to reduce poverty and best serve families.

- **Governor's Poverty Reduction Work Group**

The work group meets monthly and is developing recommendations for the 10-year strategic plan to reduce poverty. Two tribal participants are on the committee. The group is led by a 25-member steering committee composed of people experiencing poverty. Members submitted policy considerations for work group review and work group members are developing their own policies. Emerging policies include:

- Establishing a council to provide oversight and accountability during implementation of the 10-year plan to reduce poverty and increase intergenerational social and economic mobility.
- Developing a standard of need that takes into account real costs that families and individuals need to be healthy and thrive.
- Ensuring a continuum of care that eliminates cliffs and eases people into stability.
- Ensuring access to TANF by restoring recession-era program cuts.

- Implementing a statewide, evidence-based career pathway program for public assistance recipients to the state’s technical college and higher education systems.
- Conducting an audit to ensure individuals receive all benefits for which they are eligible.
- Using human centered-design to create systems that improve communication about public benefits eligibility, rules and policies, and that encourage peer support models.

STAFF CONTACT

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FACILITIES, FINANCE AND ANALYTICS ADMINISTRATION

SUMMARY

The Facilities, Finance and Analytics Administration provides leadership in facilities management and design, and in financial, operational, research and data analysis services to support the mission and goals of DSHS. By promoting sound management of all department resources, FFA enables programs throughout the department to place a priority on their core, client-focused missions.

HIGHLIGHTS

FFA supports the tribes through:

- Regular budget updates at quarterly IPAC meetings and the annual Tribal Leaders Summit.
- Provision of notice to the tribes for funded capital projects at the beginning of the biennium as per Executive Order 05-05, including responding to requests for additional information. We have also coordinated requests for tribes to be present during excavation actions at DSHS facilities.

STAFF CONTACT

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SERVICES AND ENTERPRISE SUPPORT ADMINISTRATION

SUMMARY

The Services and Enterprise Support Administration provides support services and infrastructure for administrations in the department, building a foundation to provide direct services to clients and communities, helping to save money and allowing employees to be more productive.

The Office of Indian Policy promotes government-to-government relations between the department and tribes, and collaborates with the RAIOS.

HIGHLIGHTS

- SESA provides support to nearly 16,500 staff and approximately 23,000 contractors each year, overseeing 78,000 active contracts. It conducted more than 5,000 staff recruitments.
- SESA answered 40,000 constituent phone calls and completed more than 300,000 background checks.

STAFF CONTACT

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OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION

OFFICE OF NATIVE EDUCATION

SUMMARY

The Office of Superintendent of Public Instruction's Office of Native Education, or ONE, serves as a liaison between school districts, tribal governments, state-tribal education compact schools, tribal schools, native communities, parents/guardians of native children, and other groups and individuals.

The primary goal of the ONE is to provide assistance to school districts in meeting the educational needs of American Indian and Alaska Native students. This goal outlines duties that include:

- Facilitating the development and implementation of curricula and instructional materials in Native languages, culture and history, and the concept of tribal sovereignty, pursuant to [RCW 28A.320.170](#).
- Providing assistance to districts in the acquisition of funding to develop curricula and instructional materials in conjunction with native language practitioners and tribal elders.
- Coordinating the implementation of State Tribal Education Compact schools pursuant to [RCW 28A.715.010](#) and Chapter 392-800 WAC).
- Coordinating technical assistance for public schools that serve AI/AN students.
- Implementing support services to increase the number of AI/AN teachers and principals and provide professional development for educational assistants, teachers and principals serving AI/AN students.
- Facilitating the instruction of native language programs in districts.
- Working with all relevant agencies and committees to highlight the need for accurate, useful data that is appropriately disaggregated to provide a more accurate picture on AI/AN students.
- Reporting to the governor, the Legislature and the Governor's Office of Indian Affairs annually on the status of native education in Washington.

HIGHLIGHTS

Office of Native Education staffing

At the time of this report, OSPI is engaging with tribal partners in the selection and hiring process to fill the leadership position of the director of ONE.

Washington State Native American Education Advisory Committee

The [Washington State Native American Education Advisory Committee](#) reconvened in March 2019 with the purpose of promoting leadership and the unique principles and effective practices of Native American education, which helps to assure academic success and cultural integrity at the community, school, state and tribal levels. The committee consists of 19 members nominated by tribes and tribal organizations to provide consultation with the superintendent of the Office of Public Instruction on issues related to the well-being and achievement of AI/AN students who attend public, STECs and tribal schools in Washington.

State tribal education compact schools: [RCW 28A.715.010/WAC 392-800](#)

Honoring treaties, executive orders, the 1989 Centennial Accord and other government-to-government agreements, STECs create a unique opportunity for tribes to lead efforts to improve the educational achievement outcomes for tribal students. State-tribal education compact schools became official Jan. 28, 2014. ONE and other sections of OSPI continue to provide technical support and guidance to STECs. ONE updates the online STECs Guide and hosts meetings to strengthen and sustain collaborations. The Chief Leschi Tribal School (Puyallup Tribe of Indians) and Yakama Nation Tribal School have recently joined the network of STECs. Currently there are seven STECs:

- Chief Kitsap Academy (Suquamish Tribe)
- Chief Leschi Tribal School (Puyallup Tribe of Indians)
- Lummi Nation School
- Muckleshoot Tribal School
- Quileute Indian School
- Wa He Lut Indian School
- Yakama Nation Tribal School

Pilot project for tribal compact schools ([RCW 28A.715.800](#))

Passed by the Legislature in 2018, this measure created a pilot project for STECs to implement modifications to requirements governing school attendance, school year length and assessments. ONE continues to provide technical support to participating STECs engaged with the pilot project.

The following STECs are participating with the pilot:

- Chief Kitsap Academy (Suquamish Tribe)
- Lummi Nation School
- Muckleshoot Tribal School
- Quileute Indian School

Teaching Washington's tribal history, culture and government in the common schools ([RCW 28A.320.170](#))

Passed in 2015, this legislation now requires the inclusion of Native American history, culture and government in the public schools. Following are the requirements:

- School boards when reviewing and/or adopting social studies curriculum must contain curriculum that includes tribal experiences and perspectives so that native students are more engaged and learn more successfully, and so that all students learn about the history, government and experiences of their Native American peers and neighbors.
- School districts must meet the requirements of the law by using the Since Time Immemorial: Tribal Sovereignty in Washington state online curriculum developed and made available free of charge by OSPI and may modify to include regionally specific focus or to incorporate the curriculum in curricular materials.
- School districts must collaborate with OSPI on curricular areas on tribal government and history that are statewide in nature, such as the concept of tribal sovereignty and the history of federal policy on federally recognized Indian tribal nations.

- School districts must collaborate with any federally recognized Indian tribal nations within their district, and with neighboring tribes, to incorporate expanded and improved curricular materials about Indian tribes and to create programs of classroom and community cultural exchanges.

Since Time Immemorial: Tribal sovereignty in Washington online curriculum project

In response to previously stated legislation and the subsequent memorandum of understanding between the Tribal Leaders Congress on Education, the Washington State School Directors' Association, the Washington State Board of Education and OSPI, a [model online curriculum](#) for elementary, middle and high schools was developed. Native American history, culture and civics were infused in curriculum content and resources most commonly used in school districts. The intent is to imbed the history on tribal sovereignty and inter-governmental responsibilities in our state's classrooms so that all citizens understand the unique relationships of tribes and tribal citizens in Washington.

For the 2018–19 academic school year, there were 30 STI trainings conducted through all-day in-service workshops (including one training of trainer workshop), conference workshops, district coordinated staff trainings and out-of-state curricular consultation. Where possible, tribal education and/or culture specialists were involved in the planning and teaching of these trainings. Increasingly, districts are developing systemic district-wide plans, in collaboration with tribal partners, to implement the curriculum. Additionally, ONE is collaborating with:

- WSSDA's Government-to-Government Task Force, UW Native Education Certification Program, individuals trained through ONE's Training of Trainers and other internal OSPI partners to enhance support to ensure the STI curriculum is fully implemented with fidelity and integrity.
- Tribal leaders and educators to develop tribal-specific lessons to integrate and/or add to the STI curriculum. A network of tribal curriculum writers from across the state convenes on a quarterly basis to share best practices to develop tribal-specific curriculum, strengthen tribal-district collaborations and support systemic district implementation.
- OSPI social studies and environmental and sustainability education programs to align STI curriculum with new social studies standards and ESE standards.

Teaching Washington's tribal history, culture and government in teacher preparation programs ([RCW.28B.10.710/WAC 181-78A-300](#) (Sec. 3))

Passed in 2018, this legislation requires teacher preparation programs to integrate the STI tribal sovereignty curriculum in Pacific Northwest history and government requirements. ONE continues to collaborate with tribal and higher education partners, OSPI, PESB and WACTE to provide technical support to ensure full implementation. Additionally, ONE is collaborating with Seattle University to co-host the 3rd Annual Seattle University Indigenous Peoples Institute planned for fall 2019.

OSPI Tribal Consultation Protocol

ONE developed, in consultation with tribes and the Tribal Leaders Congress on Education, a Tribal Consultation Protocol. The protocols are based upon the 1989 Centennial Accord, which created [chapter 43.376 RCW](#) that describes government-to-government relations. The intention of the protocols is to sustain quality and healthy relations between the state and tribes. ONE hosted a tribal consultation with tribal leaders and OSPI in November 2018.

District-tribal consultation guidance

ONE continues to collaborate with OSPI consolidated program review leaders to support the implementation of ESSA. ONE's collaborations with the WSSDA to assess and strengthen government-to-government relationship building protocols between tribes and school districts throughout Washington continue, including participation with a panel presented to all WSSDA members at the November 2018 conference on tribal consultation.

Native organization collaborations

- Western Washington Native American Education Consortium 2019 Educator Conference
- Washington State Indian Education Association 2019 Conference

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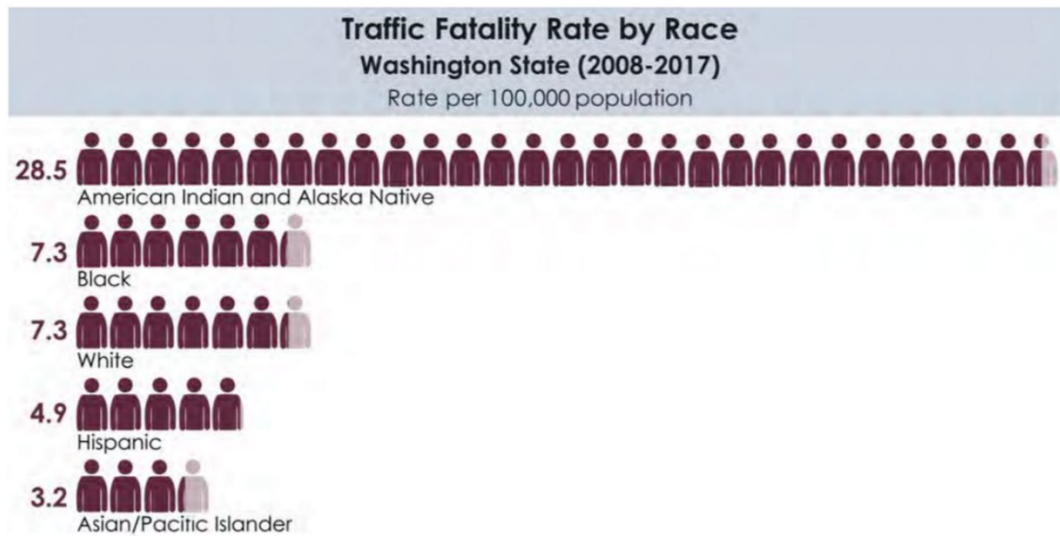
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WASHINGTON TRAFFIC SAFETY COMMISSION

SUMMARY

When analyzing Washington fatal crash data by heritage group, an alarming trend emerges with respect to the number of Native American lives lost each year.

Over the 10-year period from 2008–17, the fatality rate for American Indians and Alaskan Natives (AI/AN's) in Washington was 28.5:100,000 population, more than all other racial/ethnic populations combined.



- The seatbelt use rate on some reservations in Washington is substantially lower than the 2018 overall state rate of 93.2%. The unrestrained rate among AI/AN's is 8.8 times higher than the state average.
- Of the AI/AN's who died in 2015–17 traffic crashes, 39% were not buckled at the time of the crash.
- There were 99 fatalities on reservations, a 50% increase from 66 fatalities in 2014–16. Of the 99 fatalities, 44 (44%) were AI/AN deaths.
- There were 183 serious injuries on reservation roads, representing an increase of 6.4%. Because race/ethnicity information is gathered from death certificates, it is unknown how many of the serious injuries were AI/AN.
- The number of pedestrians or bicyclists killed on reservation lands increased by a staggering 360% from 2012–14 to 2015–17, from five to 23. Pedestrians or bicyclists seriously injured on reservation lands increased 85.7%. More than 43 percent of all fatalities occurring on reservation roads between 2012–14 involved drivers who were not using safety restraints.
- From 2015–17, 89 AI/AN's died in traffic crashes in Washington, on reservation and nonreservation roadways. Using data from 2008–17, which represents 257 AI/AN traffic deaths, the AI/AN traffic fatality rate is 28.5 deaths per 100,000 people in the population. The AI/AN fatality and serious injury rates increased across most priority areas. To complicate this situation, researchers and traffic safety experts agree that tribal roadway crash data are under-reported, making it likely that the fatality rates outlined above even worse.

ACTION ITEMS

Because of the 2009 Centennial Accord meeting, the tribes and the state of Washington agreed to implement a number of tribally focused traffic safety initiatives, including formation of a multi-disciplinary Tribal Traffic Safety Advisory Board.

HIGHLIGHTS

Meetings, summits, conferences

- In 2019, the Tribal Traffic Safety Advisory Board changed to an every-other-month meeting format. The group had been meeting monthly since its formation. The Tribal Traffic Safety Advisory Board meets monthly. The co-chairs are Dezeræ Hayes, director of tribal relations for Sound Transit, and Darrin Grondel, WTSC director.
- There are currently three tribes — Confederated Tribes of the Colville Reservation, Muckleshoot Indian Tribe and Confederated Tribes and Bands of the Yakama Nation — who receive funding from WTSC for tribal traffic safety coordinators. These coordinators organize tribal traffic safety committees and efforts to increase awareness on the reservations. WTSC had planned to add one tribal traffic safety coordinator program in the upcoming grant year. However, we will now be starting up two new tribal traffic safety coordinator programs because the Muckleshoot Indian Tribe has decided to support the tribal traffic safety coordinator position from its own funds.
- Funds were allocated to the Northwest Association of Tribal Enforcement Officers for equipment and training to tribal law enforcement. The Confederated Tribes of the Chehalis Reservation have been the fiscal agent for the NATEO project for the past 10 years. Beginning with the 2020 grant year, the Swinomish Indian Tribal Community will become fiscal agent for the NATEO project. Ten tribal law enforcement agencies received funding for equipment or training, totaling more than \$45,000.
- The performance of the TTSAB is one of WTSC's Results Washington measures. Progress is reported to the Governor's Office regularly as part of the Results Washington process.
- The Washington Traffic Safety Commission is updating its Target Zero Highway Safety Plan. In addition, the Target Zero chapter on tribes will be updated as well.

Number of new contracts/grants

In federal fiscal year 2019, WTSC, in partnership with the TTSAB, will support five projects on tribal lands in Washington. The total allocation for these projects is more than \$350,000.

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DEPARTMENT OF TRANSPORTATION

SUMMARY

The Washington State Department of Transportation provides and supports safe, reliable and cost-effective transportation options to improve livable communities and economic vitality for people and businesses. Our vision is to be the best in providing a sustainable and integrated multimodal transportation system. WSDOT collaborates with tribes on a variety of transportation issues, including project development and administration, safety, planning and workforce development. Consultation with tribes about the effects of WSDOT projects on natural resources, cultural resources and other tribal interests is a key element of this work. The highlights below represent a small sample of the accomplishments and day-to-day coordination and collaboration between tribes and WSDOT.

HIGHLIGHTS

- WSDOT's Eastern Region project engineers, planning, environmental and real estate staff coordinated with counterparts at the Spokane Tribe of Indians on the State Route 25 Bridge project to stabilize a failing slope on the north side of the bridge. Staff coordinated on this project to consider a tribal burial site, wildlife and osprey habitat, the tribal permitting process, land ownership and federal agency coordination. SR 25 is a vital link for the west side of the Spokane Reservation that provides access for residents and is a popular recreation area for visitors.
- WSDOT corrected 10 fish passage barriers, improving access to approximately 99 more miles of potential habitat. An additional 67 barriers were in the design phase. WSDOT participates in quarterly meetings of tribes and state agencies to coordinate on implementation of the culvert injunction
- WSDOT has entered into nine interagency agreements with the tribes. These included cooperative agreements related to construction of tribal projects or improvements within state highway rights-of-way (Confederated Tribes of the Chehalis Reservation and Quinault Indian Nation), coastal storm monitoring and forecasting (Nisqually Indian Tribe), improving fish passage (Nez Perce Tribe), tolling within tribal lands (Puyallup Tribe), performance of environmental services (Confederated Tribes of the Umatilla Indian Reservation), planning for wildlife crossing (Stillaguamish Tribe of Indians), regional trail connection study (Puyallup Tribe) and pedestrian safety projects (Confederated Tribes of the Colville Reservation).
- WSDOT's Office of Equal Opportunity was a financial sponsor and provided equipment for the Quinault Indian Nation's fourth annual Hands-on Career Fair.
- WSDOT provides staff support and engages in the Tribal Transportation Planning Organization. This forum provides a valuable opportunity to collaborate on statewide issues of mutual concern.

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UTILITIES AND TRANSPORTATION COMMISSION

SUMMARY

The Utilities and Transportation Commission regulates many utilities, including electric, natural gas, water and solid waste services, that directly affect tribal communities. The commission also inspects the safety of pipelines and railroad crossings on tribal lands.

The Energy Facility Site Evaluation Council, a separate agency that receives administrative support from the UTC, provides one-stop licensing for large energy projects that may impact tribal communities.

The commission supports the Centennial Accord between the federally recognized tribes in Washington and the state of Washington through collaboration and information sharing. Through the past year, the commission has worked to strengthen partnerships between tribes and the commission and to encourage understanding, cooperation and trust.

HIGHLIGHTS

Expansion of broadband access. Authorized by the state Legislature and the Governor's Office, the UTC directed \$800,000 of Qwest Performance Assurance Plan funds to the Quileute Tribe and CenturyLink to expand broadband internet access in and around La Push. Commission Chair Dave Danner joined Gov. Jay Inslee in signing a memorandum of understanding with the Quileute Tribe and CenturyLink in June 2018 to bring high-speed internet to the tribe's villages. CenturyLink has completed the land survey to establish routes on tribal lands.

Expansion of telecommunications access. The commission approved a petition in February from Viasat Carrier Services for classification as an eligible telecommunication carrier allowing the company to receive federal funds to enhance satellite broadband service in tribal areas located within Ferry, Grays Harbor, Okanogan, Stevens and Yakima counties.

STAFF CONTACT

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DEPARTMENT OF VETERANS AFFAIRS

SUMMARY

The Washington Department of Veterans Affairs is committed to serving all veterans and their families, including the approximately 6,000 American Indian and Alaska Native veterans in Washington. American Indians and Alaska Natives serve in the U.S. armed forces at a higher rate than any other ethnic population and have access to unique federal programs to better meet their needs. Our goal is to better serve these veterans by supporting the expansion of such programs in addition to ensuring that native veterans have access to all the same benefits as other veterans.

HIGHLIGHTS

- WDVA sponsored the 2018 Tribal Veteran Service Officer Training and Tribal Leaders Conference on Oct. 29-31, 2018. This event was hosted by the Suquamish Tribe and supported by the U.S. Department of Veterans Affairs. Training was provided on veterans' disability compensation and pension benefits, survivors' benefits, burial benefits, VA health care, post-traumatic stress disorder, traumatic brain injury, Washington state veterans homes, and other veterans' benefits and programs.
- WDVA presented at the Veteran Committee meetings of the Affiliated Tribes of the Northwest Indians in February 2019 and May 2019. Topics included traumatic brain injury awareness, veterans' disability and survivors' benefits, services for women veterans and establishing tribal veterans service officer programs.
- WDVA participated in the Joint American Indian Veterans Advisory Council meetings in North Bend in November 2018 hosted by the Snoqualmie Tribe, in Sequim in February 2019 hosted by the Jamestown S'Klallam Tribe and in Neah Bay in May 2019 hosted by the Makah Tribe. Information sessions included suicide prevention, community-based health care services and readjustment counseling services.
- WDVA participated in the Native American Rehabilitation Association of the Northwest's Tribal Veteran Advocate Training in December 2019 and presented on outreach to Native American communities. Information sessions also included suicide prevention, housing and homelessness, incarcerated veterans, LGBTQ resources for veterans and self-care for veteran advocates and caregivers.
- WDVA participated in a meeting with the Confederated Tribes and Bands of the Yakama Nation and the U.S. Department of Veterans Affairs National Cemetery Administration in April 2019 to learn about the requirements of the federal Veterans Cemetery Grants Program. This meeting was hosted by the Confederated Tribes and Bands of the Yakama Nation.

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WASHINGTON STATE PATROL

SUMMARY

The mission of the Washington State Patrol is to make a difference every day, enhancing the safety and security of our state by providing the best in public safety services. As we pursue this mission, every employee is a critical member of a team committed to earning the trust and confidence of the public through strong leadership, effective partnerships, professional excellence, acting with integrity and accountability, respecting and protecting individual rights and pursuing a culture of continuous improvement. We strive to achieve our operational and strategic goals while keeping in line with our motto, “Service with Humility.” We pursue our Target Zero plan across the state with many tribal partners and communities.

HIGHLIGHTS

- WSP attends local chief and sheriff regional meetings throughout the state, which include local tribal representation and/or tribal law enforcement.
- On April 18, 2019, Lt. Longoria participated in a multi-agency active shooter tabletop exercise at the Snoqualmie Casino. This exercise was a complete walk-through of a mock active shooter incident with response coordination that included participation from local law enforcement agencies, fire, emergency medical services and casino security.
- Olympic Peninsula troopers respond as requested to the numerous casinos throughout the region in a mutual aid capacity and are trained to respond to scenes of violence, such as active shooter situations.
- Tacoma area troopers are working with the Nisqually Indian Tribe to purchase wireless lapel microphones for WSP troopers to increase reception in poor coverage areas on tribal lands to increase proactive patrols in the area and improve our ability to assist Nisqually officers.
- Yakima area command staff participated in a two-day youth workshop hosted by Results Washington to address community barriers in keeping youth safe.
- WSP personnel have been attending the White Swan Safety Coalition meetings for several years. The coalition consists of community members, school officials, law enforcement and public leaders who meet monthly to address issues that affect the community. WSP has provided the coalition with drug recognition experts who provided training to Mouny Adams School District on signs of impairment and safety presentations for Treaty Days, and attended community meetings addressing criminal activity in the White Swan area.
- Wenatchee area troopers work directly with the Confederated Tribes of the Colville Reservation in preparation and execution of the annual Omak Stampede. This event requires mutual agreements and understandings, which promote the safety and security of all attending the event.
- Wenatchee area troopers continue to assist with collision investigations and emergency response planning, including wildfire responses on tribal lands.

- WSP-commissioned employees in Yakima have attended the Bureau of Indian Affairs – Criminal Jurisdiction in Indian Country Training Program in 2018 and are awaiting their special law enforcement commission. However, there is still no memorandums of understanding in place with the Confederated Tribes and Bands of the Yakama Nation since retrocession went into effect.
- Using tribal casino impact funds, King County-area troopers will conduct emphasis patrols to enhance the safety of traffic traveling to and from the Muckleshoot Casino during a seven-month period closing out 2019 and continuing into 2020.

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