

Tribal Consultation Guidelines Update SB 18 and AB 52

US EPA Region 9 RTOC
February 5



CA Governor's Office of
**Land Use and
Climate Innovation**

Instructions

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www.menti.com

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Question #1: What are the biggest frustrations with Tribal Consultation for your Tribe?



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Question #2: What aspects of Tribal Consultation has worked well for your Tribe?



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Agenda

- ✓ Consultation Input Exercise
- Tribal Consultation Guidelines Update
 - What is it, and what is it not?
 - Why Now?
 - Engagement and Consultation
 - Timeline
- Input Exercise #2
- Open Discussion and Next Steps

Meet the LCI Team



Rico Miranda
Tribal Liaison



Patricia Kennedy
Manager, Policy Unit



Brandon Harrell
Planning & Climate
Equity Specialist



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CivicSpark Fellow



What are the Tribal Consultation Guidelines?



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Current Tribal Consultation Guidance

SB 18 (2004)

- Requires local governments to consult with Tribes during General Plan updates
- Applies to land use and sacred sites
- Developed in 2004, LCI required to develop guidance

AB 52 (2014)

- Requires CEQA lead agencies to consult Tribes
- Formalizes timelines and expectations for consultation
- Requires LCI to update the CEQA Guidelines
- The AB 52 Technical Advisory is optional

LCI Role

- We are not a regulatory agency
- Develop Guidelines, tools, and support for Tribes and Agencies so they can fulfill their obligations
- Update CEQA Guidelines, as needed
- Align training with legal references and best practices



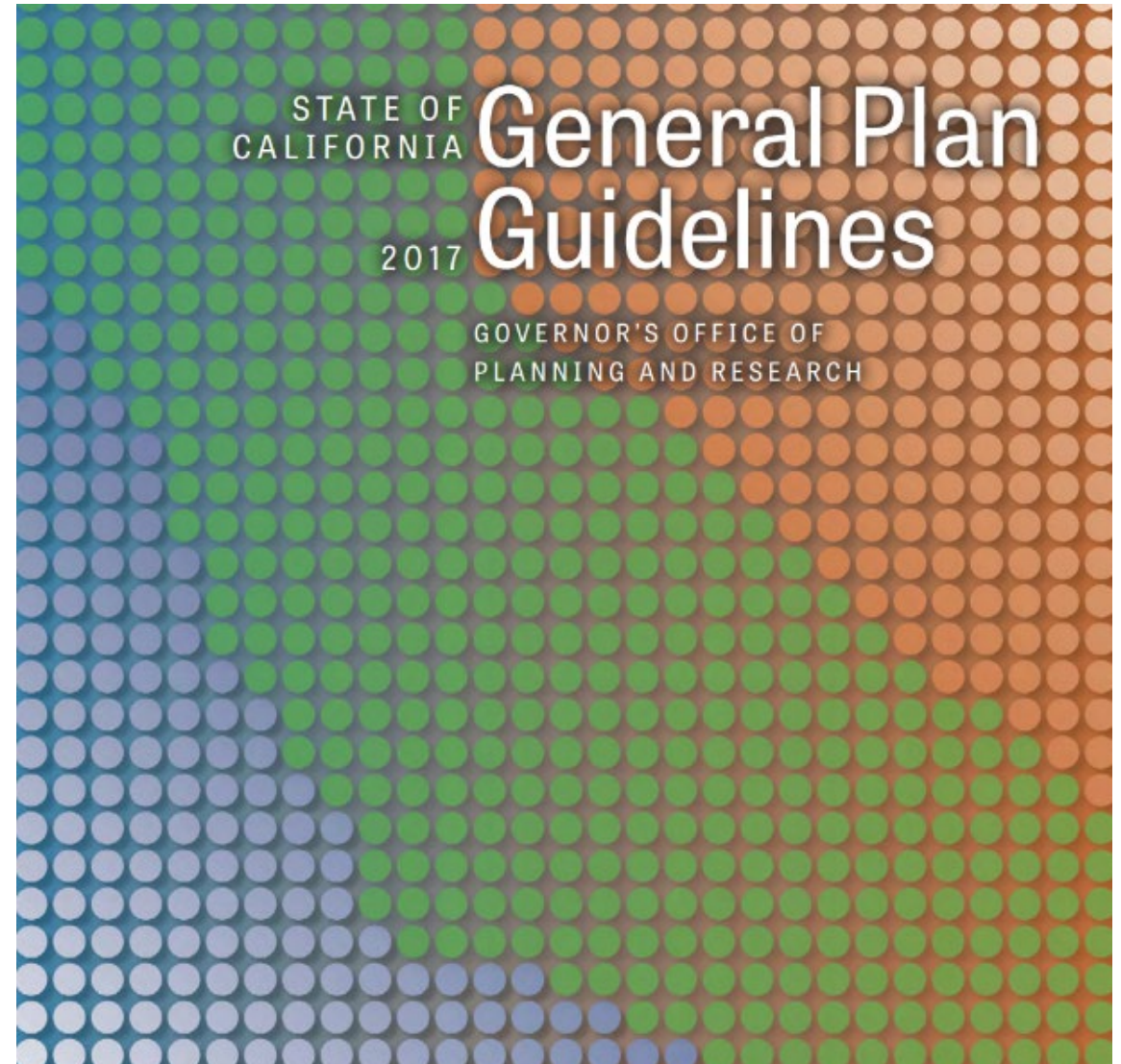
Why Update Now?



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Why Now: General Plan Guidelines Update

- Comprehensive updates to:
 - General Plan Guidelines
 - Planner's Guide to Specific Plans
 - Tribal Consultation Guidelines
- Interactive project website
- Complete by March 2027



Why Now: Current Tribal Consultation Guidelines are Outdated

- The last publications were released over ten and twenty years ago.
- Since then, we've learned from Tribes what true partnership means, grounded in respect and collaboration, and we look forward to building on this foundation together.

TECHNICAL ADVISORY

AB 52 AND TRIBAL CULTURAL RESOURCES IN
CEQA



STATE OF CALIFORNIA

Tribal Consultation Guidelines

SUPPLEMENT TO GENERAL PLAN GUIDELINES

November 14, 2005

GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

What do we Hope to Achieve?

- Useable guidance rooted in the law AND best practices for meaningful, early, and often Tribal engagement, emphasizing relationship building.
- Upholding Executive Order B-10-11: meaningful, early and timely consultation
- Centering Native voices in both the TCG and General Plan Guidelines (GPG) updates
- Honoring cultural knowledge, Tribal sovereignty, and lived expertise
- Developing tools and trainings for local jurisdictions and Tribes to better meet these goals

These are not an update to the law and will need to follow the law as currently written at time of publication

Engagement



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Engagement with Tribes

➤ Government to Government (State to Tribe) Consultation:

- First letters sent in September 2026
- Additional letters will be sent with the outline when ready
- Open and available at any time to meet with an interested Tribe

➤ Tribal Advisory Group

- Convening a group of Tribal representatives to work with us regularly over the next 1.5 years to provide guidance on the TCG products
- LCI is currently pursuing mechanisms for compensation

➤ Tribal Roundtables

- Series of 6 Roundtables facilitated by LCI with help from our Contracting Team
- Meant to be a place of information sharing to help guide the TCG products
- First Roundtable in February

➤ Additional engagement, presentations, when available

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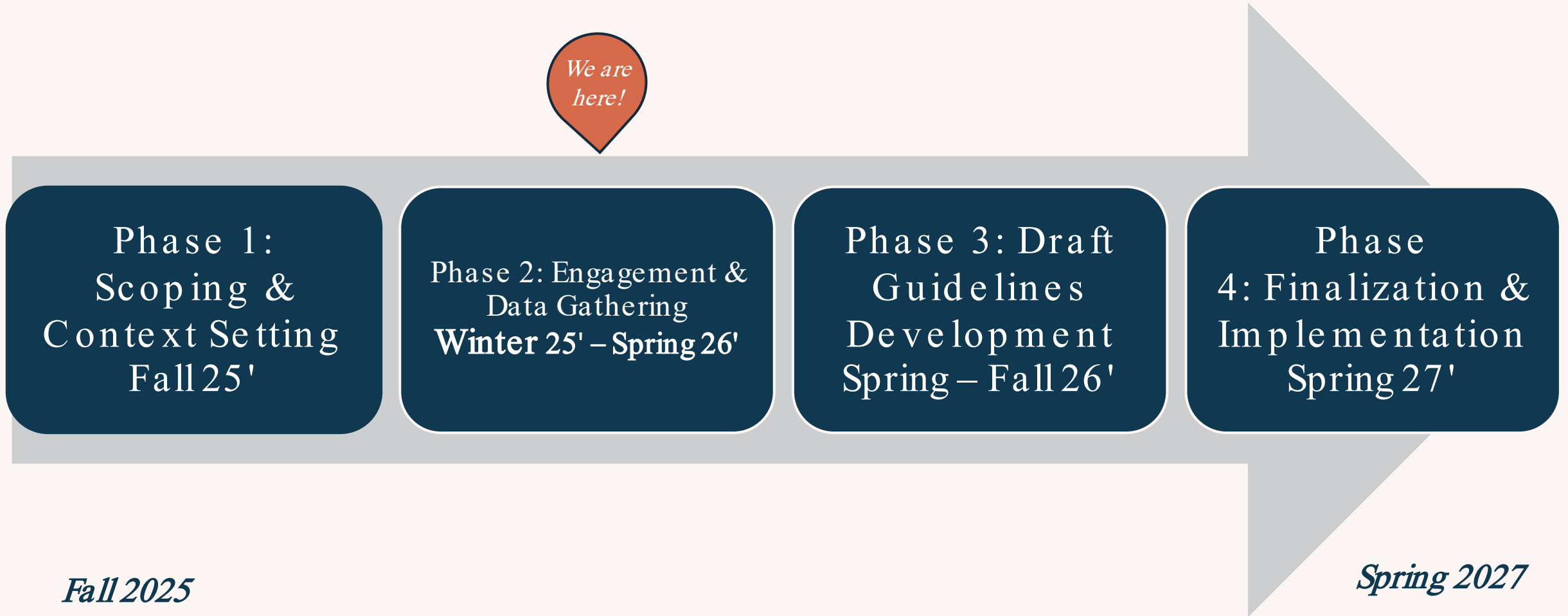
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Question #3: What is the most important improvement you want to see in the updated Tribal Consultation Guidelines?



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TCG Update Timeline



Next Steps

- Tribal Government to State Government Consultation - **Contact Us!**
- Tribal Roundtables - **February 2026**
- Tribal Advisory Group - **Contact Us!**

Other events or places we should be?



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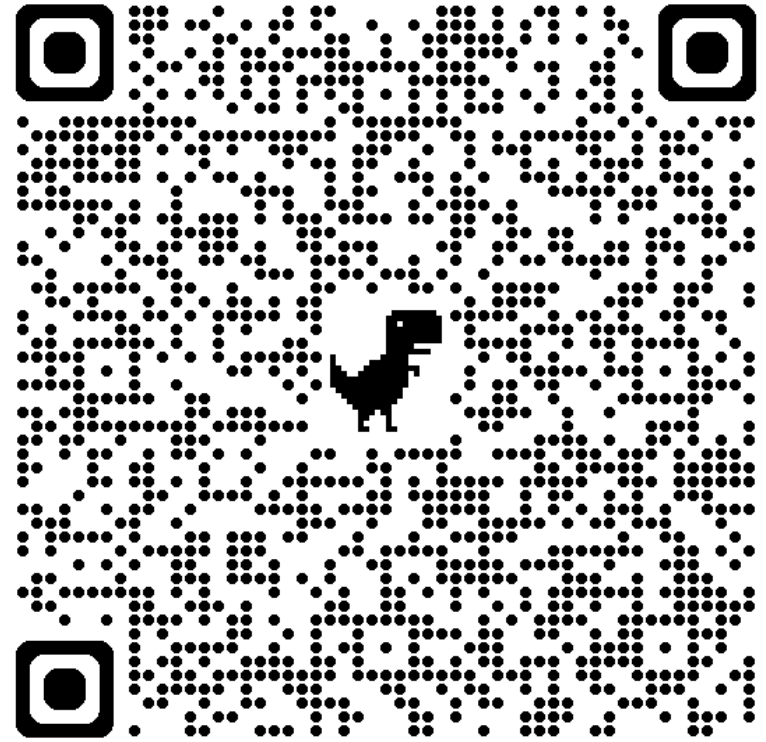
Next Steps and Contacts

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Interested in receiving LCI Tribal
Consultation Guidelines updates?



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Thank You!



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