

SUPPORT HB367 | SB353

Topic: *Consultation with federally recognized tribes; permits and reviews with potential impacts on environmental, cultural, and historic resources.*

Bill Patron: Delegate Paul Krizek | Senator Ryan McDougle

OVERVIEW: Consultation with federally recognized tribes

Adds requirements to (i) facilitate communication between federally recognized tribes and relevant state agencies and local governments to ensure an opportunity for meaningful and timely consultation on environmental, cultural, and historical permits and reviews; (ii) assist the Department of Transportation in developing consultation policies; (iii) make recommendations to the Governor on the basis of communications with federally recognized tribes. The bill also requires certain agencies to engage in consultation with federally recognized tribes on certain issues. During such consultation, the burden is on the agency to show that it has made a good faith effort to elicit meaningful and timely feedback, including formal communication between agency employees and the federally recognized tribe.

REASONS TO SUPPORT HB367 & SB353:

- The bills also require certain agencies to engage in consultation with federally recognized tribes on certain issues. The burden is on the agency to show that it has made a good faith effort to elicit meaningful and timely feedback, including formal communication between agency employees and the federally recognized tribe.
- Requires training for state agency personnel who have regular communication with federally recognized tribes on issues of concern to the federally recognized tribes
- Adds surface water withdrawal permits for surface water withdrawals greater than 365 million gallons per year, Virginia Pollutant Discharge Elimination System permits, and air emissions permits and water supply plans to the required consultation list.



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This position was taken by Virginia Conservation Network (VCN)'s Legislative Committee and Board of Directors and is supported by Virginia's conservation community. For a complete list of VCN positions, visit www.vcnva.org/bill-tracker. VCN is committed to building a powerful, diverse, and highly-coordinated conservation movement focused on protecting our Commonwealth's natural resources today and for tomorrow.