

**DEPARTMENT OF THE INTERIOR****Bureau of Land Management**

[AZ-910-0777-26-241A]

**State of Arizona Resource Advisory Council Meeting**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Arizona Resource Advisory Council Meeting notice.

**SUMMARY:** This notice announces a meeting of the Arizona Resource Advisory Council (RAC).

The business meeting will be held on September 17, 2003, at the BLM National Training Center, 9828 North 31st Avenue in Phoenix, Arizona. It will begin at 9:30 a.m. and conclude at 4 p.m. The agenda items to be covered include: review of the July 10, 2002 meeting minutes; BLM State Director's Update on Statewide Issues; RAC Discussion on Standards for Rangeland Health and Guidelines for Grazing Administration (S&Gs) Working Group Recommendations on the Sustaining Working Landscape Initiative; a public comment period (between 10:30 a.m. and 12:30 p.m.) will follow this discussion for the RAC to accept verbal and written comments from the public. *The focus of this meeting will be to develop the RAC's recommendations for the Sustaining Working Landscape Initiative, and to gather public comments on those recommendations to forward to BLM in Washington DC.* However, if time permits the following agenda items will be presented: BLM's Budget Development Process and E-Planning Pilot Project; RAC Questions on Written Reports from BLM Field Office Managers; Field Office Rangeland Resource Team Proposals; Reports by the Standards and Guidelines, Recreation and Tourism, Public Relations, Land Use Planning, and Wild Horse and Burro Working Groups; Reports from RAC members; and Discussion of future meetings.

**FOR FURTHER INFORMATION CONTACT:** Deborah Stevens, Bureau of Land Management, Arizona State Office, 222 North Central Avenue, Phoenix, Arizona 85004-2203, (602) 417-9215.

**Carl Rountree,**

*Acting Arizona State Director.*

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**DEPARTMENT OF THE INTERIOR****National Park Service**

**Native American Graves Protection and Repatriation Review Committee Findings and Recommendations and Minority Opinion Regarding a Dispute Between the Royal Hawaiian Academy of Traditional Arts and the Bernice Pauahi Bishop Museum**

**AGENCY:** National Park Service, Interior.  
**ACTION:** Notice.

**SUMMARY:** At a May 9-10, 2003, public meeting in St. Paul, MN, the Native American Graves Protection and Repatriation Review Committee considered a dispute between the Royal Hawaiian Academy of Traditional Arts (Honolulu, HI) and the Bernice Pauahi Bishop Museum (Honolulu, HI). The dispute focuses on whether an appropriate repatriation pursuant to the Native American Graves Protection and Repatriation Act has been completed between the Bishop Museum and 13 culturally affiliated Native Hawaiian organizations for 83 cultural items that were recovered in the early 20th century from the Kawaihae Caves complex on Hawaii Island, HI. The Review Committee considered written and oral presentations by both parties, and responses to questions posed to both parties. Following is background information on the dispute, the Review Committee's findings and recommendations, and the minority opinion of a Review Committee member.

**SUPPLEMENTARY INFORMATION:**

**Background.** The National Park Service publishes this notice as part of its administrative and staff support for the Review Committee. The findings, recommendations, and minority opinion are those of the Review Committee and do not necessarily represent the views of the Secretary of the Interior or the National Park Service. Neither the Secretary of the Interior nor the National Park Service has taken a position on these matters.

The Native American Graves Protection and Repatriation Act (NAGPRA) (25 U.S.C. 3001 et seq.) directs the Secretary of the Interior to establish and maintain an advisory committee of seven private citizens nominated by Indian tribes, Native Hawaiian organizations, and national museum organizations and scientific organizations. Review Committee responsibilities include "facilitating the resolution of any disputes among Indian tribes, Native Hawaiian organizations, or lineal descendants and Federal

agencies or museums relating to the return of such items including convening the parties to the dispute if deemed desirable" (25 U.S.C. 3006 (c)(4)). The Review Committee's dispute procedures are available online at [www.cr.nps.gov/nagpra](http://www.cr.nps.gov/nagpra) (click on "Review Committee," then click on "Procedures").

The following background information regarding this dispute was developed from materials submitted by the Royal Hawaiian Academy of Traditional Arts and the Bernice Pauahi Bishop Museum.

On February 26, 2000, the museum loaned 83 items from the Kawaihae Caves collection to Hui Malama I Na Kupuna o Hawai'i Nei, a Native Hawaiian organization. Hui Malama I Na Kupuna o Hawai'i Nei was one of four culturally affiliated Native Hawaiian organizations then recognized by the museum under NAGPRA. At the time of the loan, not all four of the culturally affiliated Native Hawaiian organizations were aware of or concurred with the loan or other terms or conditions of transfer. Hui Malama I Na Kupuna o Hawai'i Nei claims that the 83 items were then sealed in 1 of the Kawaihae Caves, on Hawaii Island, HI.

On April 5, 2000, notices of inventory completion and intent to repatriate for human remains and funerary objects were published in the Federal Register (volume 65, number 66; FR Doc. 00-8350 and FR Doc. 00-8351) on behalf of the museum. The notices listed 4 Native Hawaiian organizations as culturally affiliated, and included the 83 items on loan to Hui Malama I Na Kupuna o Hawai'i Nei.

In August 2000, 7 additional Native Hawaiian organizations were determined to be culturally affiliated by the museum. Later that year, 2 more Native Hawaiian organizations were determined to be culturally affiliated by the museum, bringing the number of culturally affiliated Native Hawaiian organizations to 13. Members of several of the 13 culturally affiliated Native Hawaiian organizations asked to view the 83 items on loan to Hui Malama I Na Kupuna o Hawai'i Nei. The museum declined to grant this request.

On September 18, 2000, the museum's board of directors voted to recall the loan of the 83 items and Hui Malama I Na Kupuna o Hawai'i Nei was informed of the museum's decision. Hui Malama I Na Kupuna o Hawai'i Nei did not return the items in response to the recall.

On March 9, 2001, revised notices of inventory completion and intent to repatriate were published in the Federal Register (volume 66, number 47; FR