# INCORPORATING TRIBAL PRIORITIES AND TRADITIONAL ECOLOGICAL KNOWLEDGE INTO WILDFIRE CRISIS STRATEGY IMPLEMENTATION: A MID-COURSE ASSESSMENT

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National Center for
Environmental Conflict Resolution

Udall Foundation



#### **ASSESSMENT OBJECTIVES**

- Examine Wildfire Crisis Strategy (WCS) implementation in partnership with Tribes
- ➤ Evaluate how Traditional Ecological Knowledge (TEK) and Tribal priorities are incorporated into WCS implementation
- ➤ Gather lessons learned for effective WCS implementation
- ➤ Identify additional capacity and workforce considerations to address in WCS implementation



#### **APPROACH**

- ≥22 confidential discussions with Forest Service and Tribal personnel
  - Conducted virtually
  - 30 people involved

#### ➤ Methodology:

- Redacted identifying information
- Identified themes in data
- Organized themes by assessment goals
- Compared data from Forest Service calls and Tribal calls
- Gave participants review opportunity





#### **FINDINGS**

TOPIC	CODE
WCS As A Whole	
Incorporating Tribal Priorities and TEK into WCS Implementation	
Lessons Learned	Ŷ



#### **KEYS TO SUCCESS:**

- Sustainable funding for forest management, including wildfire response and risk reduction
- ➤ Forest Service engaging in effective collaboration, communication, and coordination with Tribes
- Co-stewardship between the Forest Service and Tribes as the norm
- ➤ Increase in Tribally-managed cultural burning





#### FINDINGS – HOW WCS FITS INTO PARTICIPANTS' PRIORITIES

- ➤ Reducing risk of catastrophic wildfire a major priority for all
- ➤ Done explicitly under WCS auspices varies
- ➤ Forest Service participants:
  - Work underway for some time, but WCS takes it to next level
- ➤ Tribal participants:
  - 1<sup>st</sup> priority is resource work on reservation land
  - 2<sup>nd</sup> priority is ancestral territory on Forest Service lands



#### SUCCESSFUL WCS IMPLEMENTATION

- Definition of success:
  - Healthy forest conditions
  - Sustainable funding
  - Improved social dynamics
- > Participants suggested metrics for each (see report)
  - Theme: "acres treated" is insufficient metric
- Varying perspectives on progress toward "success"
  - Yes increased pace & scale; forest less dense; small diameter trees; fuel reduction in/around communities
  - Need to be more strategic, but 1-time funding is barrier to being more strategic (NEPA-ready focus; reluctance to hire)







## FINDINGS: INCORPORATING TRIBAL PRIORITIES AND TEK INTO WCS IMPLEMENTATION

- > Examples of Tribal priorities
- Defining success for incorporating Tribal priorities and TEK into WCS implementation
- Participant-suggested metrics for assessing progress
- Progress?
  - Examples of methods that have worked

#### **EXAMPLES OF TRIBAL PRIORITIES**

- Restore cultural burning and related songs and practices
- Enhance food plants
- ➤ Participate in managing forests
- > Protect and nurture species for Tribal artisan use
- > Protect water quality and quantity for aquatic species
- Protect hunting and gathering rights



## SUCCESSFULLY INCORPORATING TRIBAL PRIORITIES AND TEK WOULD MEAN:

- 1. TEK is incorporated into Forest Service burn plans and other vegetative treatments
- 2. Forest Service engages in effective collaboration, communication, and coordination with Tribes
- 3. Co-stewardship (incorporating TEK) between the Forest Service and Tribes has become the norm
- 4. Tribes have resumed, and control their own use of, cultural burning



>TEK is incorporated into Forest Service burn plans and other

vegetative treatments

**METRICS OF SUCCESS** 

- Tribal priorities and TEK are integrated and evident in the Forest Service's project work and management practices from planning through project completion, monitoring, and maintenance
- Incorporation of Tribal priorities and TEK are success measures for FS program reviews
- Affirmation from Tribes that Tribal priorities and TEK have been incorporated



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Forest Service engages in effective collaboration, communication, and coordination with Tribes

**METRICS OF SUCCESS** 

- The Forest Service and Tribe are 'as one' in maintaining intervals for introduced fire to sustain a healthy ecosystem for all to use"
- ➤ The Forest Service has developed better relationships with Tribal nations i.e. personnel are willing to show up, listen to each other, and intentionally cultivate relationships with one another





➤ Co-stewardship between the Forest Service and Tribes has become the norm with TEK incorporated into agreements.

**METRICS OF SUCCESS** 

- Forest Service units are building relationships with Tribes, with an eye toward cultivating costewardship
- Co-stewardship is standard practice





Tribes have resumed, and control their own use of, cultural burning.

#### **METRICS OF SUCCESS**

- Cultural burning is supported, and Tribes have authority to conduct cultural burns
- Fuel loading has been reduced to levels where risks associated with cultural burning are acceptable
- Bureaucratic barriers to Tribes engaging in cultural burning have been reduced or removed

## PROGRESS IN INCORPORATING TRIBAL PRIORITIES AND TEK INTO WCS IMPLEMENTATION

- ➤ Responses from both Forest Service and Tribal personnel varied from:
  - "not seeing a great deal of progress yet"
     to
  - "seeing a great deal of progress"
- ➤ Variation reflects differences between landscapes, Forest Service units, and Tribes





### EXAMPLES OF PROCESSES BY WHICH TRIBAL PRIORITIES AND TEK ARE BEING INCORPORATED INTO WCS IMPLEMENTATION

- Tribal personnel helping write treatment prescriptions on Forest Service lands, doing layout, identifying where to put fire lines, what to protect
- ➤ Participation by both Forest Service and Tribes in shared communities of practice (e.g., Fire Learning Network)
- ➤ Tribally led workshop on TEK in WCS context







#### LESSONS LEARNED: FACILITATIVE FACTORS

#### [Mentioned by both Forest Service and Tribal personnel]

- >Shared goals / authority to implement them
- Funding (IRA, BIL) and fundraising skills
- ➤ Enough Tribal Liaisons with the right skills
- ➤ Strong relationships and communication
- ➤ Systems to support Forest Service / Tribal Collaboration
  - MOUs, consultation process, correspondence procedures, quarterly meetings
- ➤ Legal protections for sensitive Tribal information
- **≻**Personnel
  - From Forest Service: Enough skilled Grants & Agreement (G&A) staff
  - From Tribal personnel: Hiring more people knowledgeable about Tribes



#### **LESSONS LEARNED: CHALLENGES**

#### [Mentioned by both Forest Service and Tribal personnel]

- ➤ Forest Service personnel turnover
- Forest Service personnel's varying levels of knowledge about Tribes (legal status, decision-making, resource limitations, cultural traditions)
- ➤ Inadequate communication, trust, and transparency
- ➤ Staff capacity (time and funding constraints)



#### LESSONS LEARNED RELATED TO WORK CULTURES

#### [Mentioned by both Forest Service and Tribal personnel]

- ➤ Many Forest Service team members lack understanding of Tribes (vulnerable to assumptions and unconscious bias)
- ➤ Bureaucratic processes slow project implementation. Hard to navigate one's own bureaucracies let alone the others
- ➤ Mismatch between Forest Service and Tribal worldviews and governance
  - Different perspectives on managing forest lands (government land and multiple use vs. cultural heritage and traditional ecological knowledge)
  - Different ways of knowing (quantitative / empirical vs. lived experience / oral tradition)
  - Different views of risk



## LESSONS LEARNED: SYSTEMS, PROCEDURES, AND STRUCTURES (CONT'D)

#### **Agreements (Positive)**

Tribal participants reflected positively on agreements that give Tribes more autonomy and support co-stewardship/co-management

- Example: Via TFPA with USDA 638 Agreements
- Example: Under Farm Bill 2018, USDA 638 allows Forest Service to pay the Tribe directly.



#### <u>LESSONS LEARNED: SYSTEMS, PROCEDURES, AND STRUCTURES</u> (CONT'D)

#### **Agreements (Positive)**

Forest Service participants reflected positively on agreements that:

- > Help streamline engagement with Tribes and stand the test of time
- ➤ Support co-stewardship
  - Example: "Good Neighbor Agreements allow the Forest Service to operationalize co-stewardship."
  - Example: "The Tribal Forest Protection Act was a game changer. It gave us the authority to do co-stewardship agreements."
- > Meet Tribes where they are, capacity-wise





## LESSONS LEARNED: SYSTEMS, PROCEDURES, AND STRUCTURES (CONT'D)

#### **Agreements (Challenges):**

- > Being unable to leverage agreements to increase staffing
- ➤ Bureaucratic barriers (BIA + USFS agreement procedures could agencies collaborate better?)
- ➤ Not allowing Tribes to keep income from projects
- > Lack of clarity around co-stewardship
- Limited capacity (Tribes; contracting personnel)
- Extra scrutiny (unconscious bias) re: oversight of Tribal grants







#### RECOMMENDATIONS

- ➤ Strengthen workforce capacity
- ➤ Secure sustainable funding
- ➤ Collect / disseminate key organizational learnings
- Provide policy, guidance, and social license
- ➤ Provide procedural flexibility
- > Learn together

#### A. STRENGTHEN WORKFORCE CAPACITY

- 1. Remove barriers and support cultural burning.
- 2. Offer and incentivize Forest Service training on knowledge and skills key to effective collaboration with Tribes.
- 3. Explore ways to hire Tribal members as Forest Service employees
- 4. Provide 1+ Tribal Liaison per Forest, with right knowledge/skills.
- 5. Hire G&A staff at Forest level.
- 6. Publicize variety of ways for Forest Service and Tribes to share labor and build capacity.



#### **B. FUNDING**

- 1. Secure base funding for sustainable wildfire risk reduction work (beyond 10 years).
- 2. Assess ability to compensate Tribal personnel for work on Forest Service land remove barriers to doing so or publicize existing methods.
- 3. Allocate staff time for relationship-building and collaboration with Tribes.

#### C. COLLECT/DISSEMINATE KEY AGENCY LEARNINGS:

- 1. Types of authorities and agreements to use for different goals
- 2. How to:
  - a. Do co-stewardship
  - b. Support cultural burning
  - c. Incorporate TEK into Forest Service work and systems
  - d. Utilize Tribal Liaisons time for maximum benefit
  - e. Support culture and behavior change within the agency to better partner with Tribes



#### D. POLICY, GUIDANCE, AND SOCIAL LICENSE:

- 1. Assess and either develop or disseminate for:
  - a. Leadership commitment, strategy for working with Tribesb. Ways agency can maximize decision space for Tribal
  - partners
  - c. How to identify priority treatment locations and timing
  - d. Wilderness Area treatment options
- 2. Pursue further problem-solving on how to: a. Make WCS more strategic

  - b. Remove barriers to cultural burning
  - c. Minimize Forest Service personnel turnover
  - d. Strengthen Federal agency coordination to reduce burden to Tribes



## E. ASSESS FOREST SERVICE ABILITY TO PROVIDE INCREASED PROCEDURAL FLEXIBILITY

- 1. Aligning monitoring and reporting requirements when one Tribe has multiple Forest Service agreements
- 2. Allowing flexibility in timeframe for spending funds
- 3. Discretion to offer one-time waivers on variety of agreement requirements
- 4. Use of Forest Service funds (like TFPA) for Forest Service personnel to do work on Tribal land if Tribe wishes
- 5. Creating a mechanism to certify Tribes to help with National Historical Preservation Act surveys for cultural resources associated with both non-Tribal cultures and Tribal cultures

#### F. LEARNING TOGETHER

- 1. Look for opportunities to create projects together
  - ➤ With Forest Service nearing completion of shovelready projects, begin to conceptualize new projects, working with Tribes from beginning.
  - ➤ Showcase successes in doing this
  - ➤ Incentivize this
- 2. Learn from successful relationships
  - ➤ Learn from / share how Forest Service units and leaders have partnered with Tribes for mutual benefit.

