



## 2022 Government-to-Government Report



December 2022

Online version available at <https://sos.oregon.gov/pages/tribal-relations.aspx>

OFFICE OF THE SECRETARY OF STATE  
**SHEMIA FAGAN**  
SECRETARY OF STATE

**CHERYL MYERS**  
DEPUTY SECRETARY OF STATE  
TRIBAL LIAISON



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December 14, 2021

Patrick Flanagan, Executive Director  
Legislative Commission on Indian Services  
900 Court Street NE, Room 167  
Salem, OR 97301

Dear Patrick:

The Oregon Secretary of State's Office is pleased to share our 2022 Government to Government (G2G) Annual Report detailing this year's activities. As one of three constitutional offices established at statehood, this office has a lengthy history of voluntary compliance with the Governor's executive order for annual report submissions, appointing a Tribal Liaison, participation in G2G clusters and additional relevant activities.

My administration is approaching its second anniversary and we remain fervently committed to our mission: to build trust between the people of Oregon and our state government so that public services can make a positive impact in peoples' lives. We remain committed to respecting the sovereign status of the nine federally-recognized tribes in Oregon and it's rewarding to see our agency engagement increase.

We look forward to pandemic concerns continuing to diminish and allowing us to personally visit tribal nations in 2023.

If questions arise or follow-up is desired, please direct them to our Tribal Liaison, Deputy Secretary Cheryl Myers at 971.720.3133 | [cheryl.L.myers@sos.oregon.gov](mailto:cheryl.L.myers@sos.oregon.gov)

Sincerely,

A handwritten signature in blue ink, appearing to read "S. Fagan", is written over a light blue horizontal line.

Shemia Fagan  
Oregon Secretary of State

The Secretary of State agency includes four public-serving divisions: Archives, Audits, Corporation and Elections. In addition, the agency has three internal central service divisions: Business Services, Human Resources, and Information Systems. The Secretary has an executive team providing direct support to her administration and the agency.

## MISSION, VISION AND VALUES

### Our Mission

Building trust between the people of Oregon and our state government so that public services can make a positive impact in peoples' lives.

### Our Vision

We envision an Oregon without barriers, where we lead with our values and believe every voice should be heard. We do so by:

- Building equitable access to our democracy
- Making tools easily available to achieve economic success
- Ensuring state resources are used sustainably, efficiently and accountable to the public
- Honestly acknowledging Oregon's history

### We Value

- *Access for all* - We elevate equity through identifying and actively eliminating barriers
- *Authenticity* - We have integrity and are honest and true to ourselves and others
- *Clarity* - We share stories, using plain language to increase understanding and impact
- *Respect* - We are committed to serving the people of Oregon and strive to understand all viewpoints
- *Service* - We are responsive and prioritize the needs of current and future Oregonians we serve

## TRIBAL RELATIONS

In accordance with [ORS 182.164](#), the Secretary of State has developed and implemented an agency policy on relationships and cooperation with tribes.

The agency's approach is rooted in our core values. We work to develop and nurture strong working relationships with each federally-recognized tribe in Oregon. Our goal is to ensure potential agency impacts to tribes and their members are positive in nature, and any potential negative effects are swiftly and transparently mitigated to the best possible outcome.

### Strategy

Within the agency, the Oregon Secretary of State's Tribal Liaison is tasked with identifying changes and initiatives in the agency which may impact tribes and/or tribal members, and then to engage early and appropriately with tribes. The Tribal Liaison reports to and advises the Secretary on such programs, recommends appropriate action, and works to promote positive communications and relations between the agency and the tribes.

Identified areas with potential tribal impact thus far include:

**Audits** – performance and financial audits; Misuse of State Government Resources hotline.

**Archives** – permanent collection, records retention responsibilities and expertise, the Oregon Blue Book, and connections to other organizations who retain objects or documents of interest.

**Corporation** – business registry for tribal-owned or chartered entities, the Office of Small Business Assistance.



**Elections** – tribal members’ ability to register to vote and participate in non-tribal elections, financial impact of ballot measures to tribes.

## GOVERNMENT-TO-GOVERNMENT (G2G) ACTIVITIES

### Executive Office

- **Secretary of State Shemia Fagan** is Oregon’s 28<sup>th</sup> Secretary of State. She grew up in small Oregon towns, Dufur and The Dalles, and was raised by her single dad and two older brothers. Her public service began on her local school board. She was later elected to the Oregon House of Representatives, then to the Oregon State Senate. Secretary Fagan was a civil rights attorney before being elected to Secretary of State in 2020. She stays busy keeping up with her young children, teaching her dog not to jump on people and being a fanatic for women’s basketball.
- **Deputy Secretary of State/Tribal Liaison Cheryl Myers** is honored to serve as the agency’s Tribal Liaison and has engaged with the nine federally-recognized Oregon tribes for a decade in various state agency leadership roles: Governor’s cabinet, the Higher Education Coordinating Commission, and in the Chief Education Office. Her professional background includes public policy, organizational leadership, economic development, public education/youth advocacy, and a history of assisting organizations to construct equitable cultures and embed collaborative practices. Her longstanding private sector entrepreneurship lends insight into the varying aspects of unique business needs. A lifetime Oregonian, she is deeply committed to community, serving on local and national boards.

The Executive Office is highly appreciative of the growing relationship with the Legislative Commission on Indian Services (LCIS); Patrick and his team are remarkable partners, including their ready availability and astute guidance. Secretary Fagan prioritizes identifying engagement opportunities and thoughtful policy initiative considerations. The Deputy/Tribal Liaison regularly attends and engages in a variety of tribal-related meetings, oversees agency initiatives and engagement, informs agency leadership on items of tribal interest, and provides learning resources to staff.

The agency participates in two LCIS G2G cluster groups and voluntarily complies with provisions of [Executive Order 17-12](#). The Tribal Liaison initiates and strengthens ongoing relationships with key tribal contacts and is appreciative of the warm reception received in these efforts.

- ✓ The State Archivist, Stephanie Clark, serves alongside the Tribal Liaison to participate in the Cultural Resources G2G cluster.
- ✓ The Corporation Division Director, Eloisa Miller, serves alongside the Tribal Liaison to participate in the Economic Development & Community Services G2G cluster.

Appendix A recaps agency activities over the past year and we look forward to a reliable health environment for 2023 in-person tribal visits.

### Audits Division

Audits Director Kip Memmott and LCIS Executive Director Patrick Flanagan met, along with the audit teams for Broadband Access and Water Advisory projects, to discuss specific projects and other audit topics of potential interest to federally-recognized Oregon tribes, including the Oregon Racing Commission audit.

Audit teams communicated with seven of Oregon’s federally-recognized tribal leaders and members during the three audit engagements. In addition to meetings and written communication, the teams made several site visits to tribal lands. The Broadband Access audit team traveled to Warm Springs to discuss the tribe’s delivery of internet services to members and the challenges of developing infrastructure to provide

additional coverage and faster speeds. The Water Advisory team visited Klamath Lake to observe and discuss the damage to tribal welfare caused by limited water access, and the loss of land and fishing access.

The teams also incorporated the insights and opinions from the tribes in developing the audit scope and fieldwork and included their viewpoints and stories in recently released and upcoming reports. The division will share the Secretary of State's 2023-24 Audit Plan with tribal chairs next February and will continue to foster collaboration and tribal engagement regarding audits of interest.

### **Corporation Division**

The Corporation Division entered 2022 with eagerness to continue building upon relationships with tribal members and their communities. Eloisa Miller, Corporation Division Director, along with Trevor Leahy, Small Business Ombudsman with the Office of Small Business Assistance, and Monique Bourque, Training and Development Specialist/Public Outreach Facilitator, continued to participate in the Economic Development & Community Services Tribal Cluster meetings, as well as other tribal meetings such as the Government to Government Tribal and State gathering and NW Native Economic Summit at the Wildhorse Casino. While in-person engagement was limited during the year, it was wonderful to meet in person to engage on a level that was missed during the pandemic. The division looks forward to increased opportunities for in-person meetings.

In the NW Native Economic Summit held in October, the division participants heard, amongst other concerns, that communication about existing opportunities and available resources for businesses and individuals is lacking and COVID highlighted the weaknesses of existing support programs and infrastructure and underscored needs for more effective cooperation and information sharing to support the most vulnerable and make it possible for tribes to engage in effective economic development. It continues to be evident that our connection and relationships are critical to supporting tribes. The division sees opportunities for further engagement with the tribes and desires to connect with those who are in roles specific to serving businesses within each of the federally-recognized tribes in Oregon. The division's vision is to connect not only during times of hardship or urgency, but to connect frequently to proactively discuss and understand tribal barriers versus addressing on a reactive basis.

Moving into 2023, the Corporation Division is excited to continue connection through the Economic Development & Community Services Tribal Cluster and extend further engagement with all federally-recognized tribes. With the full opening of the Secretary of State's Office in early 2022, it also brought opportunities for the Office of Small Business Assistance team to travel many parts of Oregon to bring resources and information for business communities in-person. The team would be delighted to visit tribal communities in 2023.

### **Elections**

In preparing for the upcoming legislative session, initially SoS' automatic voter registration (AVR) expansion legislative concept, inclusion of a connection with tribal benefits application was considered. Following outreach to each of the nine federally-recognized tribes, it was concluded that rather than being timebound in the current session, the SoS will undertake a study to gauge interest from each of the nine tribes and thoughtfully explore the viability of this option.

### **Archives Division & Tribal Cultural Items**

#### **Oregon Blue Book: Color Insert Essay**

The 2023-24 Oregon Blue Book color insert theme centers on Oregon's four national monuments: John Day Fossil Beds, Newberry Volcanic, Oregon Caves, and Cascade Siskiyou. The color insert package for the book



included prioritization of Indigenous historic and cultural connections to these lands, and a desire to include an appropriate essay. The essayist selection process included input from all nine federally- recognized tribes. Through that process, participating tribes selected and approved Portland State University Professor Douglas Deur.

Following a series of draft reviews, Professor Deur and the Blue Book Managing Editor settled on a draft for tribal review. The draft was distributed and shepherded to the nine tribes, providing opportunity for accuracy review. The feedback was given to Professor Deur and a final draft ensued. The completed essay will be published in the 2023-24 Oregon Blue Book.

### [Oregon Blue Book: International, National and Tribal Governments Section](#)

The Oregon Blue Book provides information on federal, tribal, state and local government. There is an area designated for each of the nine federally-recognized tribes in the “International, National and Tribal Governments” section. Each tribe edited and updated their information as they deemed appropriate and these will be published in the 2023-24 Oregon Blue Book.

### [October 2022 Tribal Cultural Cluster meeting at Archives Division](#)

The State Archives hosted a two-day long G2G Cultural Cluster meeting at the Oregon State Archives Building. Stephanie Clark presented information regarding a legislative concept to add “tribal cultural value” to the list of values used to appraise public records going forward, which was well-received. The State Archives also hosted a sit-down lunch and a tour for attendees.

### [Tribal Experience Exhibit at the Oregon State Archives Building](#)

In Summer 2022, the State Archivist solicited photographs from each of the nine tribes to include in a photographic exhibit. Thus far, the Confederated Tribes of the Warm Springs Reservation of Oregon, Coquille Indian Tribe, and Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians have submitted beautiful photos to display in the Archives Building front gallery space. It is an honor to be able to create this expanding, evolving exhibit and look forward to printing and mounting additional submissions in the gallery space.

### [Equity Priorities and Digitization Rubric](#)

The Reference and Publications unit created a Digitization Rubric as a tool for prioritizing digitization projects.

The rubric is in support of the State Archives' Equity Priority #2: Present content to the public that tells the whole story of Oregon, using an equity lens that considers the historical impacts for all Oregonians. More specifically, the rubric is in support of Initiatives 1, 3, 5, and particularly Initiative 6: Incorporate “records intersecting with BIPOC and marginalized communities” as a top priority in the rubric used for identifying and prioritizing collections for digitization.

When scoring, the rubric takes into consideration Audience (Oregon Tribes), Representation (relevance of records to Oregon Tribes based on archivists’ knowledge of the collection), and Community (engagement with Oregon Tribes).

Using reference requests received from members of Oregon Tribes, the Oregon Military Department Records was identified as a collection containing materials of interest and relevance. Using the rubric, the following collections have been identified as first priorities:

- Indian Discharge Certificates (1872-1875): 0.8333

*Collaboration needed with Klamath tribe re: (a) presentation of digitized content online; (b) indexing of names (publishing Anglicized names in OHRI as access point); (c) perspective on nomenclature (e.g., “Modoc Indian War” what name does the tribe (or tribes) use). One goal is to reach out to the Tribes to receive input on the language referring to “wars” and update the collection descriptions and metadata.*

- Legislative Assembly Records (1847-1858): 0.8125
- Adjutant General’s Reports (1848-1974): 0.8056
- Modoc Indian War Campaign Journal (1873): 0.7500
- Quartermaster’s Correspondence (1855-1859): 0.7500
- Petitions for Military Assistance (1855-1906): 0.7222
- Unit Organization Records (1849-1849-1913): 0.625

Record descriptions for each series: <https://sos.oregon.gov/archives/records/agency/Pages/military-records.aspx>.

### Drafting of Legislative Concept

With the creation of the Tribal Cultural Items Task Force, there was a concerted effort starting in 2017 to solicit information from state agencies and other public institutions about items within their possession that are associated with Oregon’s nine federally-recognized tribes. Out of that process, the State Archives hoped to spark conversations between state agency records officers and state agency Tribal Liaisons by requiring Agency Tribal Liaison signoff for records due for destruction out at the Oregon State Records Center. This created a cascading effect throughout agencies, many of which had not yet designated a Tribal Liaison.

The State Archives’ responsibility is not merely housing and providing access to valuable public records, but to also determine the retention period for each records series. In statute, there are four required values to weigh – administrative, legal, fiscal, and historical. Through the collaborative work with the Governor’s Tribal Cultural Items Task Force, much has been learned about the ongoing tribal cultural value inherent in many government records.

In alignment with Secretary Fagan and Deputy Secretary Myers’ full support to create strong and respectful relationships with each Tribal Government, the State Archives sought implementing lasting change to carry on the Task Force’s work. To that end, the State Archives is proposing a legislative concept to add “tribal cultural value” to the other list of values currently in place when appraising public records for retention. The statute change would codify the current practice of including more in-depth consideration of tribal cultural value when establishing retention periods for government records. State agencies are already required to have a Tribal Liaison, and ongoing support to agencies continues in the areas of records retention and destruction. These changes to the statute could increase visibility for this effort, and in turn lead to greater resources being applied in that direction. The concept is currently with Legislative Counsel for review. The State Archives welcomes feedback from agencies and tribal members. As with any legislation, the best-case scenario will be made to the legislative body but ultimately any changes will be in their hands.

Draft language – “192.005(5) “Public Record”: (a) Means any information that: (C) Is necessary to satisfy the legal, administrative, fiscal, tribal cultural, or historical policies requirements or needs of the state agency of political subdivision.”

### Destruction Reports – Tribal Liaison Sign-off

As noted above, State Agency Tribal Liaisons are required to sign off when authorizing records to be destroyed at the State Records Center. In 2022, the Records Center sent out destruction reports to agencies

with instructions on notifying the tribes about their intent to destroy. The instructions were also added to the monthly Transferring Records webinar training. Ongoing contact continues with the tribal contacts, updating the tribal contacts list when new representatives are appointed.

## CONTACT INFORMATION

Secretary of State key contacts:

Cheryl Myers - Deputy Secretary of State, Tribal Liaison  
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Stephanie Clark - State Archivist, Cultural Resource Cluster Co-liaison  
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Eloisa Miller – Corporation Director, Economic Development & Community Services Cluster Co-liaison  
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## TRIBAL RELATIONS ACTIVITIES – Appendix A

Date	Meeting (*indicates online)	Attendees
1/19/2022	Legislative Commission on Indian Services (LCIS)*	Deputy/Tribal Liaison; LCIS
1/28/2022	G2G Economic Development & Community Services*	Deputy/Tribal Liaison, Corporation Director, Small Business Ombudsman; Public Outreach Facilitator; tribal representatives
1/31/2022	SOS Records Destruction Process*	Deputy/Tribal Liaison, Business Services Director
2/1/2022	G2G Cultural Cluster Meeting *	Deputy/Tribal Liaison, State Archivist; tribal representatives
2/4/2022	Water Audit Discussion*	Deputy/Tribal Liaison, Audits Director
2/18/2022	Tribal Cultural Value Legislative Concept drafting	State Archivist
2/25/2022	G2G Economic Development & Community Services*	Deputy/Tribal Liaison, Corporation Director, Small Business Ombudsman, Public Outreach Facilitator; tribal representatives
2/25/2022	Oregon Racing Commission - Audit scoping	SoS Audits Team; Cow Creek Band of Umpqua Tribe of Indians
3/2/2022	ORC Audit scoping interview (scheduled, did not occur)*	SoS Audits Team, Audits Director; Grand Ronde representatives
3/7/2022	Introductory Meeting*	Deputy/Tribal Liaison; Confederated Tribes of Coos, Lower Umpqua & Siuslaw Indians CEO
3/25/2022	G2G Economic Development & Community Services*	Deputy/Tribal Liaison; Small Business Ombudsman; Public Outreach Facilitator
3/30/2022	Broadband Tribal Summit*	SoS Audits Team (listen only); multiple tribal representatives
4/5/2022	G2G Cultural Cluster Meeting*	Deputy/Tribal Liaison, State Archivist; tribal representatives
4/12/2022	Legislative Commission on Indian Services (LCIS)*	Deputy/Tribal Liaison, State Archivist; LCIS
4/15/2022	Tribal Review Process; Oregon Blue Book Essay*	Deputy/Tribal Liaison; State Archivist
4/18/2022	Confluence Land Bridge Refurbishment Ceremony	Deputy/Tribal Liaison; Oregon/Washington tribal representatives, community
4/21/2022	Tools of Survival: Tribal Education, Relationships, and Sovereignty in Oregon webinar*	Deputy/Tribal Liaison
4/27/2022	Broadband Tribal Summit*	SoS Audits Team (listen only); multiple tribal representatives
5/2/2022	Tribal Records Retention*	State Archivist, DOJ
5/5/2022	Oregon Broadband Audit - Tribal Impact Meeting*	Deputy/Tribal Liaison, Audits Director, Audits Team; Coquille Indian
5/9/2022	Oregon Broadband Audit - Tribal Impact Meeting*	Tribal Co-chair Economic Development Cluster, Deputy/Tribal Liaison, Audits Director, Audits Team
5/18/2022	Native Voting Rights review for LC*	Deputy/Tribal Liaison; Legislative Director; Chief of Risk and General Counsel
5/26/2022	G2G Economic Development & Community Services, onsite Chinook Winds	Corporation Director; Public Outreach Facilitator
5/27/2022	Warm Springs Tribal Telecom Broadband, onsite Warm Springs	Deputy/Tribal Liaison, Audits Team; Warm Springs Telecom General Manager
6/23/2022	Tribal Cultural Value Legislative Concept drafting	State Archivist. SoS internal staff
7/13/2022	G2G Cultural Cluster Meeting, onsite Hermiston	Deputy/Tribal Liaison; tribal representatives
7/19/2022	Legislative Commission on Indian Services (LCIS)*	Deputy/Tribal Liaison
7/20/2022	Tribal Cultural Value legislative concept, leg coordinator*	State Archivist, SoS Leg Director, various SoS staff
7/26/2022	Automatic Voter Registration, legislative concept*	Deputy/Tribal Liaison; LCIS Director
7/28/2022	Audits Water Advisory Report, email	Coquille Indian Tribe Tribal Preservation Officer
8/2/2022	Tribal Cultural Value, legislative concept drafting	State Archivist; SoS internal staff
8/3/2022	Audits Water Advisory Report, community profile*	SoS Audits Team; Confederated Tribes of the Umatilla Indian Reservation Natural Resources Director
8/11/2022	Audits Water Advisory Report, email	Confederated Tribes of Siletz Indians Natural Resources Director
8/17/2022	Audits Water Advisory Report, email	Burns Paiute Tribe Natural Resources Director
8/23/2022	Audits Water Advisory Report, onsite Chiloquin	SoS Audits Team; Klamath Tribes: Tribal Chair, Ambodot Manager, Fisheries Biologist, Water Rights Specialist, Council Secty

Date	Meeting (*indicates online)	Attendees
8/25/2022	Audits Water Advisory Report, CTCLUSI Tribal Council*	Deputy/Tribal Liason, Sos Audits Team; Tribal Council: Chair, Vice-chair, Council members, Tribal CEO, Tribal Attorney, Admin Asst.
9/1/2022	Tribal Photo Exhibit input review*	State Archivist
9/8/2022	SoS, LCIS discussion*	Deputy/Tribal Liason; LCIS Director
9/19/2022	Tribal Cultural Value, legislative concept drafting	State Archivist; SoS internal staff
9/27/2022	Tribal History Lesson - internal staff	Deputy/Tribal Liason, Business Services Director, Exec Assistant to Deputy
10/3/2022	Tribal Annual Summit Reception, onsite Three Rivers	Deputy/Tribal Liason
10/4/2022	Tribal/ State Annual Summit; onsite Three Rivers	Secretary of State, Deputy/Tribal Liason; SoS directors: Corporation*, Business Services*, Audits*, Archives*
10/5/2022	G2G Cultural Cluster Tribal meeting, hosted at Archives Building	Tribal representatives
10/6/2022	G2G Cultural Cluster Meeting, Archives Building tour	Deputy/Tribal Liason, State Archivist, Archives staff; tribal representatives
10/26-28/22	NW Native Economic Summit, Wildhorse Resort	Corporation Public Outreach Facilitator
10/26/2022	G2G Economic Development & Community Services, Wildhorse Resort	Corporation Director, Public Outreach Facilitator
10/26/2022	Tribal Cultural Value, legislative concept	State Archivist; SoS internal staff
11/16/2022	Tribal Cultural Value, legislative concept	State Archivist; SoS internal staff
11/21/2022	SoS, LCIS discussion*	Deputy/Tribal Liason; LCIS Director
11/22/2022	Legislative Commission on Indian Services (LCIS)*	Deputy/Tribal Liason; State Archivist
12/12/2022	Tribal Cultural Value, legislative concept	State Archivist