

OFFICE OF ADMINISTRATIVE LAW

300 Capitol Mall, Suite 1250
Sacramento, CA 95814
(916) 323-6225 FAX (916) 323-6826



DEBRA M. CORNEZ
Director

OAL Tribal Consultation Policy**Preface**

In September 2011, Governor Edmund G. Brown Jr. issued Executive Order B-10-11 requiring all State of California agencies and departments to encourage communication and consultation with California Indian Tribes. Accordingly, the Office of Administrative Law (OAL) adopts the California Government Operations Agency's Tribal Consultation Policy (attached) which memorializes its commitment to strengthening and sustaining government-to-government relationships between California Indian Tribes and the State of California.

Open and respectful communication with tribal representatives is essential. OAL will engage in, unless prohibited by law, early, inclusive and frequent communications with Tribal leaders regarding any issues that may arise pertaining to or potentially impacting Tribes.

Tribal Liaison

OAL will designate a high level member of executive staff to serve as the OAL Tribal Liaison. This information will be maintained on the OAL's website and the Governor's Tribal Advisor's website.

Background: Office of Administrative Law

The Office of Administrative Law (OAL), is responsible for reviewing administrative regulations proposed by over 200 state agencies for compliance with the standards set forth in California's Administrative Procedure Act (the APA) thereby ensuring that state agency regulations are clearly written, necessary, and are legally valid.

OAL has only one program, Regulatory Oversight, which falls into three main statutorily mandated activities:

- Review and approval or disapproval of proposed regulations for substantive and procedural requirements of the APA;
- Compilation, publication and maintenance of the California Code of Regulations (the CCR) and the weekly California Regulatory Notice Register, more commonly known as the Notice Register, including free Internet access to both the CCR and the Notice Register; and
- Review of petitions alleging that a state agency is using an "underground regulation" – a rule that meets the definition of "regulation" that should have been, but was not adopted pursuant to the APA process.


Debra M. Cornez, Director
June 21, 2016