

WISCONSIN INTER-TRIBAL REPATRIATIONS COMMITTEE
SUBCOMMITTEE OF THE
GREAT LAKES INTER-TRIBAL COUNCIL

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Date: 09/19/2016

From: William Quackenbush, WITRC President

To: Wisconsin State Senate Study Committee 2016

Re: Burial Law (157.70) input

To whom it may concern;

During a recent WI State Senate Study Committee held in Madison, WI, several tribal preservation representatives were asked to create and submit a list of tribal concerns regarding the Burial Law (157.70).

The below list was created by the Wisconsin Inter-Tribal Repatriations Committee (WITRC), for consideration and incorporation were appropriate, into the WI Stat. 157.70 Burial Sites Preservation, Chapter HS 1 Burial Sites Preservation Board and Chapter HS 2 Burial Sites Preservation Program:

- Wi State cataloged and uncatalogued archaeological sites need to be afforded the same higher protection from disturbance.
- Tribal consultation needs to be included in the inadvertent discoveries process; to include the identification and permitting process.
- Increased fines and penalties to statutory violations need to be considered, including criminalization to felony levels, incarceration.
- Inclusion within the definitions, 'Qualified tribal experts'.
- Expand the burial board committee membership to include all federally recognized tribes to be nominated and confirmed as members.
- Create a definition of burial markers within 157.70; to include the term "effigy and other Indian mounds" as burial markers.
- The Definition of 'Human Remains' needs to include all types; extended, flexed, bundle, cremation remains.
- Increase of protection buffers from the minimum of 5' to 15'.
- Limit the term "analysis" to only include study and research in order to establish a determination of origin.
- Consider creating a definitive state preservation law for historic and sacred sites.

Thank you for allowing the WITRC the opportunity to take part in this very important matter.

Respectfully,

William Quackenbush
HCN THPO/CRD Manager
WITRC President

**Wisconsin Inter-Tribal
Repatriation
Committee**

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