

AMENDMENT TWO TO THE  
PROGRAMMATIC AGREEMENT AMONG  
THE FEDERAL HIGHWAY ADMINISTRATION,  
THE NEVADA DEPARTMENT OF TRANSPORTATION,  
THE NEVADA STATE HISTORIC PRESERVATION OFFICER,  
AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION  
REGARDING  
IMPLEMENTATION OF FEDERAL-AID TRANSPORTATION PROJECTS IN THE  
STATE OF NEVADA

WHEREAS, the Federal Highway Administration (FHWA), the Nevada State Historic Preservation Officer (SHPO), and the Advisory Council on Historic Preservation (ACHP), and the Nevada Department of Transportation (NDOT), executed the Programmatic Agreement (Agreement) on October 21, 2014 and the first amendment to the PA on October 18, 2017; and

WHEREAS, the signatories desire to extend the duration of the Agreement through October 31, 2023 and have consulted pursuant to its terms; and

WHEREAS, the SHPO requires a modification of the review period afforded to the SHPO for Screening Forms to accommodate significant workload increases since 2014; and

NOW, THEREFORE, in accordance with Stipulation XII of the Agreement, FHWA, NDOT, the SHPO, and ACHP agree to amend the Agreement as follows:

1. Amend Stipulation V.A.3 so it reads as follows:

NDOT will prepare and provide a Screening Sheet for each undertaking and provide this document to the SHPO and the cooperating federal agencies with jurisdiction (Handbook Chapter 1). The SHPO and cooperating federal agencies with jurisdiction shall have five (5) working days from receipt to review the submission. If NDOT receives no response within the time period above, NDOT may proceed.

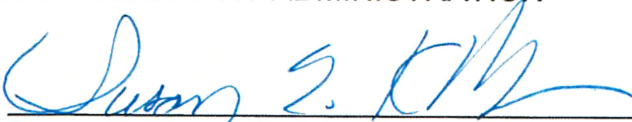
2. Amend Stipulation VIII.C so it reads as follows:

Upon discovery of human remains on non-Federal lands, NDOT will immediately notify the SHPO in accordance with NRS 383.170.

The SHPO has determined that this Agreement meets the terms found in NRS 383.121 as amended (Chapter 523, Statutes of Nevada 2017, page 3544) for an "existing agreement with a federal agency that was executed pursuant to federal law and that relates to the discovery of prehistoric native Indian human remains or a funerary object." The SHPO has determined that execution of this PA means that the provisions for notification found in NRS 383.121, as amended, do not apply. Standard notification requirements found in NRS 383.150 to NRS 383.190, amended, do apply.

**SIGNATORIES:**


FEDERAL HIGHWAY ADMINISTRATION

By:  Date: 10/23/2020  
Susan E. Klekar, Division Administrator

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Aimee Jorjani, Chairman

NEVADA STATE HISTORIC PRESERVATION OFFICER

By:  Date: 10/23/2020  
Rebecca L. Palmer, Nevada State Historic Preservation Officer

**INVITED SIGNATORIES**

NEVADA DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Kristina Swallow, Director

BUREAU OF LAND MANAGEMENT

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Jon Raby, State Director

**INVITED SIGNATORIES (CONTINUED)**

UNITED STATES ARMY CORP OF ENGINEERS

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Michael Jewell, Chief, Regulatory Division

UNITED STATES FOREST SERVICE

By: \_\_\_\_\_ Date: \_\_\_\_\_  
William Dunkelberger, Forest Supervisor, Humboldt-Toiyabe Forest

NEVADA DIVISION OF STATE PARKS

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Robert Mergell, Administrator