

AMENDMENT #2
PROGRAMMATIC AGREEMENT AMONG THE
U.S.D.A. FOREST SERVICE, PACIFIC SOUTHWEST REGION (REGION 5), CALIFORNIA
STATE HISTORIC PRESERVATION OFFICER,
NEVADA STATE HISTORIC PRESERVATION OFFICER, AND
THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING THE
PROCESSES FOR COMPLIANCE WITH SECTION 106 OF THE NATIONAL HISTORIC
PRESERVATION ACT FOR MANAGEMENT OF HISTORIC PROPERTIES BY THE
NATIONAL FORESTS OF THE PACIFIC SOUTHWEST REGION

WHEREAS, Amendment #1 to the Agreement was executed on January 31, 2018; and

WHEREAS, the Agreement, pursuant to Amendment #1, will expire on January 31, 2023; and

WHEREAS, as a result of recent consultations, Region 5 proposes to undertake significant updates and revisions to portions of the Agreement, in consultation with Signatories and consulting parties; however, the Agreement's existing expiration date will not accommodate adequate time for such consultations; and

WHEREAS, Region 5, in consultation with the California State Historic Preservation Officer (California SHPO), the Nevada State Historic Preservation Officer (Nevada SHPO), And the Advisory Council On Historic Preservation (ACHP), has proposed to Amend the Agreement to extend it for a period of 18 months to allow sufficient time for robust consultation with Agreement Signatories, Indian Tribes, and other consulting parties on a future Amendment that would incorporate all agreed to updates and revisions as well as be responsive to current critical landscape conditions within Region 5; and

NOW, THEREFORE, in accordance with Stipulation 12.3 of the Agreement, the Forest Service, the California SHPO, the Nevada SHPO, and the ACHP agree to amend the Agreement as follows:

1. Amend Stipulation 12.4 so it reads as follows:

12.4 Termination, Amendment, Expiration, and Review of this PA

- (e) The duration of this Agreement will be extended for a period of 18 months to provide adequate time for significant updates and revisions to portions of the Agreement in consultation with Signatories and consulting parties pursuant to 36 CFR § 800.14(b)(2). Unless amended, the Agreement will therefore expire on July 31, 2024. The FS shall schedule a meeting between Region 5 and Signatories within fifteen (15) business days from signature of this amendment to consult on

revising the Agreement. Throughout the consultation, the Forest Service shall periodically assess whether consultation is advancing in a way for Signatories to execute a revised Agreement by July 31, 2024. If the Forest Service determines a revised Agreement may not be executed by July 31, 2024, Region 5 shall meet with Signatories to assess consultation progress, timelines, and whether any changes are recommended in the Forest Service's consultation approach, including extending the Agreement to allow additional consultation or allowing the Agreement to expire.

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SIGNATORY:

United States Forest Service, Pacific Southwest Region

Alan Olson (for):
Jennifer Eberlien
Regional Forester, Pacific Southwest Region

Date

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SIGNATORY:

State of California, Office of Historic Preservation

Julianne Polanco
California State Historic Preservation Officer

Date

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SIGNATORY:

State of Nevada, Historic Preservation Office

Rebecca Palmer
Nevada State Historic Preservation Officer

Date

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SIGNATORY:

Advisory Council on Historic Preservation

Jordan Tannenbaum

Date

Vice Chairman, Advisory Council on Historic Preservation