

**NATIONWIDE PROGRAMMATIC AGREEMENT
AMONG THE DEPARTMENT OF HOMELAND SECURITY,
THE NATIONAL CONFERENCE OF STATE HISTORIC PRESERVATION OFFICERS,
AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING
DEPARTMENT OF HOMELAND SECURITY COUNTER UNMANNED AIRCRAFT
SYSTEMS UNDERTAKINGS**

September 10, 2025

WHEREAS, the Department of Homeland Security (DHS) is the third largest agency in the federal government, comprised of new and legacy sub-agencies, or Components (hereafter collective referred to as ‘DHS’). The DHS national security mission is wide-ranging, with jobs ranging from aviation and border security to emergency response, to cybersecurity analyst and chemical facility inspector. DHS utilizes various technologies to meet mission goals throughout the Nation and U.S. Territories; and

WHEREAS, DHS operations include the use of unmanned aircraft systems (UAS), referred to as drones, for activities such as law enforcement and special security events operational use, trainings, and research, development, testing, and evaluation (RDT&E); and

WHEREAS, DHS conducts current and future counter unmanned aircraft systems (C-UAS) actions nationwide at DHS-owned facilities, at non-DHS federally leased facilities, on non-DHS owned lands, at privately-owned properties, and in public spaces or lands in order to meet DHS mission requirements; and

WHEREAS, national security needs and continued technological advancement necessitate increased DHS drone-related undertakings, to include utilization of C-UAS and associated technologies (C-UAS technologies); and

WHEREAS, DHS C-UAS employ technologies which utilize a variety of sensors and processes that account for or exploit the physical components of a UAS and the communications between the unmanned aircraft vehicle and the ground-based control station; and

WHEREAS, DHS C-UAS systems and technologies are primarily ground-based but may be either stationary or mobile. Stationary systems may be mounted on a tripod, anchored to the ground, or affixed to a stationary location (e.g., mounted on a building), while mobile systems may be handheld, on a tripod, or vehicle-mounted for portability, depending on the overall size and configuration of the system being used; and

WHEREAS, examples of DHS stationary and mobile C-UAS systems are included in Appendix A of this Agreement; however, as new RDT&E proceeds, additional configurations of stationary and mobile C-UAS systems or technologies may be utilized by DHS in the future; and

WHEREAS, the assessment of potential effects to any new or modified C-UAS technologies that may be developed in the future will be evaluated for effects through the implementation of this Nationwide Programmatic Agreement (Agreement); and

WHEREAS, pursuant to Section 106 of the National Historic Preservation Act (NHPA) (54 United States Code 306108) and its implementing regulations codified in 36 Code of Federal Regulations (CFR) Part 800, federal agencies are required to take into account the effects of undertakings they carry out, license, or assist on historic properties, properties that are eligible for, or listed in, the National Register of Historic Places (NRHP) and afford the Advisory Council on Historic Preservation (ACHP) a reasonable opportunity to comment; and

WHEREAS, DHS has determined that C-UAS operational and training activities, as well as C-UAS RDT&E, constitute Undertakings pursuant to Section 106 of the NHPA; and

WHEREAS, DHS has consulted with the ACHP and the National Conference of State Historic Preservation Officers (NCSHPO) pursuant to 36 CFR Part 800.14 and determined that Section 106 requirements for C-UAS Undertakings can be more effectively and efficiently implemented if a programmatic approach is used to stipulate roles and responsibilities, exempt certain activities from Section 106 review, and streamline the resolution of adverse effects; and

WHEREAS, this Agreement is to be developed per 36 CFR 800.14(b)(1) and 800.14(b)(2), where C-UAS Undertakings occur in any location, including DHS, public, or private facilities or lands, and where DHS or a Component is the sole or lead federal agency for a C-UAS Undertaking; and

WHEREAS, this Agreement does not apply to any undertaking that would be located on or affect historic properties located on Tribal lands, unless said Tribe has agreed to participate in and sign on to this Agreement, as outlined in Stipulation VI.B; and

WHEREAS, this Agreement does apply to DHS-lead C-UAS Undertakings on non-DHS federally leased or owned facilities or lands, provided the criteria in Stipulation III.A (Scope) are met; and

WHEREAS, this Agreement does not invalidate existing program alternatives or any other Section 106 agreements, and such, existing program alternatives and agreements will be followed, instead of this Agreement, when applicable; and

WHEREAS, DHS invited federally recognized Indian Tribes (Tribes), Native Hawaiian Organizations (NHOs), Indigenous peoples, the Department of Hawaiian Homelands, and the National Association of Tribal Historic Preservation Officers (NATHPO) to consult on May 5, 2025, pursuant to 36 CFR Part 800, through the DHS Tribal Affairs quarterly meeting and listserv, NATHPO Tribal Historic Preservation Officers (THPO) Directory, National Park Service list of THPOs, Bureau of Indian Affairs Tribal Leader Directory, and the Department of Interior's NHO List; and

WHEREAS, DHS held two (2) tribal consultation sessions on May 20, 2025, and May 22, 2025, with one Tribal Nation in attendance on May 22nd, 2025, and no comments received during either Tribal consultation session; and

WHEREAS, DHS provided the NATHPO, THPOs, Tribes, the Department of Hawaiian Homelands, and NHOs the opportunity to provide written comments from May 5, 2025, to June 20, 2025, and DHS did not receive any comments; and

WHEREAS, DHS invited the ACHP, NCSHPO, State Historic Preservation Officers (SHPOs), and the National Trust for Historic Preservation (National Trust) to consult on May 5, 2025, and held two (2) consultation sessions on May 28, 2025, and May 30, 2025, and the Delaware SHPO, Virginia SHPO, Alabama SHPO, Arizona SHPO, Rhode Island SHPO, Georgia SHPO, the ACHP, NCSHPO, and National Trust attended; and

WHEREAS, DHS provided the ACHP, NCSHPO, SHPOs, and the National Trust the opportunity to provide comments from May 5, 2025, to June 20, 2025, and received written comments on the proposed Agreement from the Georgia SHPO and Virginia SHPO; and

WHEREAS, DHS provided opportunities for public review and comment on the proposed Agreement by publishing online information about this Agreement on the Department's webpage from May 5, 2025, to June 20, 2025, and no comments were received; and

WHEREAS, upon execution of this Agreement, and as detailed in this Agreement, the ACHP may still provide advisory comments to DHS regarding the coordination of Section 106 reviews, notify DHS of concerns raised by the NCSHPO, Tribes, SHPOs, THPOs, NHOs, NATHPO, the National Trust, other interested parties and the public regarding an undertaking, assist in the resolution of disputes, and participate in the resolution of adverse effects for complex, controversial, or other non-routine undertakings, in accordance with Appendix A of 36 CFR Part 800;

NOW THEREFORE, DHS, ACHP, and NCSHPO (hereinafter, Signatories) agree that implementation of this Agreement in accordance with the following stipulations will allow DHS to meet its responsibilities under Section 106 of the NHPA for C-UAS Undertakings subject to this Agreement.

STIPULATIONS

DHS will implement C-UAS Undertakings under its scope in accordance with the following stipulations.

I. Definitions

- A. The definitions in 36 CFR 800.16 apply to the terms used in this Agreement and are incorporated herein by reference.
- B. The following definition for “previously disturbed ground” will be used in this Agreement:
 - i. Soils not likely to possess intact and distinct soil horizons and have the reduced likelihood of possessing historic properties within their original depositional contexts in the area and to the depth to be excavated. Previously disturbed soils shall not be taken to mean plowed soils, historic deposits, or historic urban deposits.
- C. The following definition for “unmanned aircraft system (UAS)” will be used in this Agreement:
 - i. Aircraft(s) operated without the possibility of direct human intervention from within or on the aircraft, and which consists of the aircraft itself and the equipment necessary for its safe and efficient operation (14 CFR Part 107).
- D. The following definition for “counter unmanned aircraft system (C-UAS)” will be used in this agreement:
 - i. Technologies, collectively referred to as C-UAS technologies, which employ a variety of sensors and processes that account for or exploit the physical components of a UAS and the communications between the unmanned aircraft vehicle and the ground-based control station.
- E. The following definition from DHS Directive 252-01, rev. 01, *Organization of the Department of Homeland Security*, will be used in this Agreement:
 - i. Component: Any organization, which reports directly to the Office of the Secretary (the Secretary, the Deputy Secretary, the Chief of Staff, the Counselors, and their respective staff) when approved as such by the Secretary.

Examples of DHS Components, or sub-agencies, include U.S. Customs and Border Protection, the Science and Technology Directorate, and U.S. Coast Guard, and a full list of DHS Components are included in Appendix I.

II. Roles and Responsibilities

- A. DHS Headquarters Federal Preservation Officer (FPO): The DHS official responsible for coordinating and providing oversight of cultural resource management activities

and ensuring compliance with applicable statutes, regulations, Executive Orders, and DHS Cultural Resources Directive and Instruction.

- i. This Agreement shall be managed by the DHS FPO and Deputy FPO (DFPO).
 - ii. The DHS FPO shall provide annual training sessions to Component project teams and personnel involved in C-UAS Undertakings on the requirements of this Agreement.
 - iii. An annual data call to Component environmental planning and historic preservation offices regarding Component use of the C-UAS NPA shall be issued by the DHS FPO for oversight and reporting purposes.
 - iv. The DHS FPO shall perform an annual audit on no less than 10 percent of C-UAS Undertakings from the previous fiscal year to be included in annual reporting, as outlined in Stipulation XI.
 - v. The DHS FPO shall ensure all DHS records regarding use of this Agreement are maintained for each C-UAS Undertaking. Records to be maintained will include the following information at a minimum:
 - a. A description of the C-UAS Undertaking, including the specific location of the work;
 - b. The name(s) of the DHS Qualified Professional (see Stipulation II.B) that carried out or supervised the use of this Agreement; and
 - c. A summary of the undertaking's implementation, indicating how it was carried out, any problems that arose during the course of implementation, photographs, the C-UAS Undertaking Review Form, and the outcome. DHS will provide copies of these records, within a reasonable timeframe, when requested in writing by the ACHP or the relevant SHPO/THPO, Tribe, NHO, or the public, as appropriate, barring any national security or law enforcement concerns or exclusions.
- B. DHS Qualified Professional: A DHS Qualified Professional is a Headquarters (HQ) or Component federal employee, or contractor overseen by a DHS or Component federal employee, who provides specialized cultural resource management services. The DHS Qualified Professional performs historic property inventories, evaluations, assessment of effects, and resolution of adverse effects, among other duties, and meets the *Secretary of the Interior's and Guidelines for Archeology and Historic Preservation* (Professional Qualification Standards) in the discipline(s) relevant to the project activities. Components with C-UAS Undertakings without DHS Qualified Professional staff or contractors should utilize a DHS HQ Qualified Professional for compliance with this Agreement.

- i. The DHS Qualified Professional reviews proposed C-UAS Undertakings utilizing the Nationwide Programmatic Agreement for Counter Unmanned Aircraft Systems Undertakings Review Form in Appendix D and determines applicability of this Agreement.
 - ii. The DHS Qualified Professional conducts the appropriate archeological, historical, or architectural analysis, reviews past agency, SHPO, THPO, or Tribal consultation compliance records for relevant information, and prepares compliance documentation for a C-UAS Undertaking.
 - iii. When providing notification to the appropriate SHPO or THPO of a C-UAS Undertaking that may potentially affect a historic property, the DHS Qualified Professional ensures the following information is approved at the appropriate level within DHS. Submission packages for no adverse effect or adverse effect findings should conform with 36 CFR 800.11, follow SHPO or THPO-specific submittal requirements listed on respective websites, and contain, at a minimum:
 - a. A justification of the C-UAS Undertaking being subject to the terms of this Agreement;
 - b. A description of the proposed C-UAS Undertaking including maps, drawings, and photographs, subject to security considerations and protocol;
 - c. Identification of historic properties or cultural resources in the area of potential effects (APE) with brief details on the characteristics that qualify them for the NRHP;
 - d. A discussion of any previous surveys, agreement documents, or consultations;
 - e. A detailed explanation of the no adverse effect or adverse effect finding; and
 - f. Any best practice measure(s) employed, or recommended avoidance, minimization, and/or mitigation measure(s), as applicable.
- C. DHS HQ environmental planning and historic preservation staff ensure operational staff, tenants, and contractors involved in the implementation of C-UAS Undertakings are provided information regarding the terms of this Agreement prior to project execution to ensure compliance.

III. Applicability

A. Scope

- i. This agreement applies to any permanent or temporary, stationary, or mobile C-UAS Undertaking that occur in any location, including DHS, public, or private facilities or lands, and where DHS HQ or a Component is the sole or lead federal agency for a C-UAS Undertaking, barring the exclusions below.
- ii. This Agreement does not apply to C-UAS Undertakings that would be located on or affect historic properties located on Tribal lands unless the steps for Tribal participation in Stipulation VI have been completed.
- iii. DHS C-UAS Undertakings that meet Stipulation IV.A/Appendix C at or on non-DHS federal facilities or lands may utilize this Agreement without completing the Notification of Use to Federal Agencies form in Appendix E, as those undertakings have No Potential to Affect historic properties as per 36 CFR Part 800.3(a)(1).
- iv. For DHS C-UAS non-emergency undertakings at or on non-DHS federal facilities or lands that meet the criteria in Stipulations IV.B, IV.C, or V, DHS shall:
 - a. Notify the federal agency of DHS' C-UAS Undertaking and intent to utilize this Agreement to comply with Section 106 by utilizing the Notification of Use to Federal Agencies form in Appendix E at least thirty (30) calendar days prior to commencement of the undertaking; and
 - b. DHS may proceed with the undertaking upon completion of Section 106 requirements if the notified federal agency does not respond within thirty (30) calendar days of receipt of the Notification of Use to Federal Agencies form and all other conditions in Stipulations IV.B, IV.C, or V are met.
 - c. Should DHS receive any objection within thirty (30) calendar days of notification from the land or facility-owning federal agency regarding Section 106 compliance, DHS shall follow the dispute resolution clause in Stipulation VIII of this Agreement to address the objection.
 - d. In the event of an adverse effect to non-DHS federal lands or facilities, DHS shall consult with said agency throughout the Section 106 process, as laid out in Stipulation V.
 - e. In the event of an inadvertent discovery on non-DHS federal lands during the course of a C-UAS undertaking, DHS will immediately

consult with the affected agency and follow the procedures in Stipulation VII.

- B. This Agreement does not amend, replace, or invalidate any existing program alternatives or other Section 106 agreements.
- C. Area of Potential Effects
 - i. The term Area of Potential Effects (APE) is defined in 36 CFR 800.16(d). For the purposes of this Agreement, the APE for direct effects is limited to the subject property and its physical footprint and immediate area of potential ground disturbance.
 - ii. Visual effect considerations for C-UAS Undertakings occurring on the exterior of a building or structure, or C-UAS Undertakings that are permanently ground mounted, are defined as the viewshed where the C-UAS Undertaking has the potential to introduce visual elements that diminish or alter the integrity of a historic property, including the landscape where the setting is a character-defining feature of a historic property, or diminish or alter the integrity of properties with traditional religious and cultural significance or a Tribal-identified sacred site.
 - a. The visual APE for ground mounted C-UAS mounted on masts shall be no greater than the prescribed APE for Federal Communications Commission undertakings. This APE may be reduced in scale comparable to the height of the C-UAS to accurately capture the area in which the undertaking has the potential to introduce effects.

IV. C-UAS Undertakings That Do Not Require Further Section 106 Review

C-UAS Undertakings that have been reviewed by a DHS Qualified Professional in the appropriate discipline(s) do not require further Section 106 review if the process outlined in Appendix B, the DHS Nationwide Programmatic Agreement Flowchart, is followed and the review form in Appendix D is completed to confirm the following conditions are met. The DHS Qualified Professional will review all pertinent records to assess effects of the C-UAS Undertaking following the procedures laid out in Stipulation II.B. DHS will keep records of all C-UAS Undertakings subject to this Agreement for compliance, auditing, and annual reporting purposes. C-UAS Undertakings that do not meet these criteria shall follow the Section 106 process, with modifications, as described in Stipulation V.

A. C-UAS Undertakings with No Potential to Affect Historic Properties:

C-UAS Undertakings included in Appendix C of this Agreement have been determined to have No Potential to Affect historic properties and are not subject to further Section 106 review. A DHS Qualified Professional must determine the C-UAS

Undertaking meets the criteria laid out in Appendix C and document the C-UAS Undertaking with the review form in Appendix D before implementing the undertaking.

B. Ground Mounted C-UAS Undertakings:

Ground mounted C-UAS Undertakings are excluded from further Section 106 review and will result in a finding of No Historic Properties Affected, provided:

- i. The ground mounted C-UAS is under thirty-five (35) feet tall; and
- ii. A DHS Qualified Professional has determined there are no historic properties, sacred sites, or properties of traditional religious and cultural significance located within the direct APE; and
- iii. A DHS Qualified Professional has determined that there are no known sacred sites or properties of traditional religious and cultural significance within the visual APE; and
- iv. A DHS Qualified Professional has determined that there are no historic properties or historic districts, including those NRHP-eligible that meet Criteria Consideration G that would be affected within the visual APE; and
- v. A DHS Qualified Professional has determined that ground disturbance is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere, or if previous assessments or Section 106 consultation within the preceding seven (7) years concluded no archaeological resources were present or expected within the direct APE.
- vi. DHS will notify the relevant SHPO/THPO, Tribe, and/or NHO utilizing the template Notification of Use to SHPOs/THPOs form in Appendix F of this Agreement no later than thirty (30) calendar days prior to work commencing and will provide specific locations, barring any national security or law enforcement concerns or exclusions.
 - a. If the relevant SHPO/THPO, Tribe, and/or NHO responds to the Notification of Use form within thirty (30) days objecting to DHS' Qualified Professional's application of the Agreement and/or the form, DHS shall consult to resolve the objection, which may involve changing the finding to a No Adverse Effect or Adverse Effect determination through consultation, following the process in Stipulation V, or may result in DHS following the dispute resolution process in Stipulation VIII.

C. C-UAS Undertakings on Structures:

- i. C-UAS Undertakings on structures up to forty-five (45) years of age are excluded from further Section 106 review and will result in a finding of No Historic Properties Affected, provided:
 - a. A DHS Qualified Professional has determined that there are no historic properties, historic districts, sacred sites, or properties of traditional religious and cultural significance within the direct APE; or
 - b. If the DHS Qualified Professional determines that the subject property (structure) meets Criteria Consideration G, the DHS Qualified Professional must determine that the C-UAS Undertaking will follow the *Secretary of the Interior's Standards* and associated Preservation Briefs, as necessary. The DHS Qualified Professional may also employ C-UAS Best Practices detailed in Appendix H, to ensure no effects to the property would occur; and
 - c. A DHS Qualified Professional has determined that there are no known sacred sites or properties of traditional religious and cultural significance within the visual APE; and
 - d. A DHS Qualified Professional has determined that there are no historic properties or historic districts, including those that are eligible and those that meet Criteria Consideration G that would be affected within the visual APE.
 - e. If there is ground disturbance, a DHS Qualified Professional has determined that any ground disturbance, is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere, or if previous assessments or Section 106 consultation within the preceding seven (7) years concluded no archaeological resources were present or expected within the direct APE. DHS will notify the relevant SHPO/THPO, Tribe, and/or NHO in the event of ground disturbance utilizing the template Notification of Use to SHPOs/THPOs form in Appendix F of this Agreement no later than thirty (30) calendar days prior to work commencing and will provide specific locations, barring any national security or law enforcement concerns or exclusions.
 1. If the relevant SHPO/THPO, Tribe, and/or NHO responds to the Notification of Use form within thirty (30) days objecting to DHS' Qualified Professional's application of the Agreement and/or the form, DHS shall consult to resolve the objection, which may involve changing the finding to a No Adverse Effect or Adverse

Effect determination through consultation, following the process in Stipulation V, or may result in DHS following the dispute resolution process in Stipulation VIII.

- ii. C-UAS Undertakings located on structures over forty-five (45) years of age are excluded from further Section 106 review and will result in a finding of No Historic Properties Affected, provided:
 - a. For properties 46-49 years of age, a DHS Qualified Professional has determined the subject property (structure) does not meet Criteria Consideration G; or
 - b. For properties forty-six (46) years of age or older, where evaluation of the subject property (structure) for inclusion on the NRHP has not occurred, or where the subject property has been determined to be eligible for the NRHP, or listed on the NRHP, the DHS Qualified Professional must determine that the C-UAS Undertaking will follow the *Secretary of the Interior's Standards* and associated Preservation Briefs, as necessary. The DHS Qualified Professional may also employ C-UAS Best Practices detailed in Appendix H, to ensure no effects to the property would occur; or
 - c. For properties 50 years of age or greater, a DHS Qualified Professional has determined that the property (structure) has been previously surveyed or evaluated within the preceding seven (7) years and no sites eligible for listing on the NRHP were identified in the survey, and the relevant SHPO/THPO, Tribe, and/or NHO concurred with this finding, and re-evaluation or additional survey is not deemed necessary by the DHS Qualified Professional.
 - 1. DHS will notify the relevant SHPO/THPO, Tribe, and/or NHO utilizing the template Notification of Use to SHPOs/THPOs form in Appendix F of this Agreement no later than thirty (30) calendar days prior to work commencing and will provide specific locations, barring any national security or law enforcement concerns or exclusions; or
 - 2. If the relevant SHPO/THPO, Tribe, and/or NHO responds to the Notification of Use form within thirty (30) days objecting to DHS' Qualified Professional's application of the Agreement and/or the form, DHS shall consult to resolve the objection, which may involve changing the finding to a No Adverse Effect or Adverse Effect determination through consultation, following the process in Stipulation V, or may result in DHS following the dispute resolution process in Stipulation VIII; and

- d. A DHS Qualified Professional has determined that there are no known sacred sites or properties of traditional religious and cultural significance within the visual APE; and
- e. A DHS Qualified Professional has determined that there are no historic properties or historic districts, including those that would be eligible and those that meet Criteria Consideration G that would be affected within the visual APE.
- f. If there is ground disturbance, a DHS Qualified Professional has determined that any ground disturbance, is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere, or if previous assessments or Section 106 consultation within the preceding seven (7) years concluded no archaeological resources were present or expected within the direct APE. DHS will notify the relevant SHPO/THPO, Tribe, and/or NHO in the event of ground disturbance utilizing the template Notification of Use to SHPOs/THPOs form in Appendix F of this Agreement no later than thirty (30) calendar days prior to work commencing and will provide specific locations, barring any national security or law enforcement concerns or exclusions.
 - 1. If the relevant SHPO/THPO, Tribe, and/or NHO responds to the Notification of Use form within thirty (30) days objecting to DHS' Qualified Professional's application of the Agreement and/or the form, DHS shall consult to resolve the objection, which may involve changing the finding to a No Adverse Effect or Adverse Effect determination through consultation, following the process in Stipulation V, or may result in DHS following the dispute resolution process in Stipulation VIII.

V. Section 106 Review Process

For all C-UAS Undertakings, a DHS Qualified Professional will complete the review form in Appendix D and maintain a copy for annual reporting, compliance, and auditing purposes. The DHS Qualified Professional will review all pertinent records to assess effects of the C-UAS Undertaking following the procedures laid out in Stipulation II.B.

DHS will use best efforts to avoid and minimize adverse effects on historic properties and will appropriately consult and mitigate those effects, as necessary. For any C-UAS Undertaking that would result in a determination of either No Adverse Effect or an Adverse Effect, or any undertaking that cannot meet the conditions in the applicable section of Stipulation IV, DHS will follow 36 CFR Part 800.1-800.6, with the following differences, as set forth below.

A. Process for No Adverse Effect or for C-UAS Undertakings that do not meet Stipulation IV or Stipulation V.B.

For all C-UAS Undertakings, the process for a finding of No Adverse Effect or for C-UAS Undertakings that do not meet Stipulations IV or V.B follows 36 CFR 800.5, with the following differences:

- i. DHS will provide a submission package for C-UAS Undertakings not identified in Stipulation IV of this Agreement, consistent with submittal requirements identified in this Agreement, to the appropriate SHPO/THPO, Tribe, or NHO, or other consulting parties identified pursuant to 36 CFR 800.3(f) of the determination as made by a DHS Qualified Professional.
- ii. DHS may utilize best practices to minimize effects to historic properties and shall include any best practices utilized in their Section 106 submittal package. DHS may employ any combination of minimization measures identified in Appendix H which may reduce the scale of effects to historic properties to avoid any adverse effects. Consultation on an undertaking-by-undertaking basis may identify additional minimization measures to employ for a specific C-UAS Undertaking.
- iii. If there is no response from the parties within thirty (30) calendar days from submission, DHS will follow 36 CFR 800.5(d)(1) to document the fulfillment of Section 106 responsibilities and may proceed accordingly.
- iv. If there is a disagreement with DHS' finding, and the DHS Qualified Professional subsequently determines that the C-UAS Undertaking would result in an Adverse Effect determination, DHS shall follow Stipulation V.B of this Agreement.
- v. If DHS maintains its determination of No Adverse Effect and a disagreement persists, the dispute resolution process in 36 CFR 800.5(c)(2) will be followed.

B. Process for Adverse Effect Consultation and Resolution

For all C-UAS Undertakings that do not meet Stipulations IV or V.A, the process for a finding of Adverse Effect follows 36 CFR 800.6 with the following differences:

- i. DHS will provide a submission package consistent with requirements identified in this Agreement to the appropriate SHPO/THPO, Tribe, or NHO, or other parties as identified pursuant to 36 CFR 800.3(f), of the Adverse Effect determination as made by a DHS Qualified Professional, and propose avoidance, minimization, and/or mitigation measures to resolve the adverse effect(s).

- ii. Minimization measures may include implementation of best practices included in Appendix H, in conjunction with project-specific mitigation measures.
- iii. As early as possible in the planning process, the federal agency will make publicly available on its website for forty-five (45) calendar days, unclassified documentation as specified in 36 CFR 800.11(e) of the C-UAS Undertaking that will result in an adverse effect on a historic property to solicit public comment on proposed avoidance, minimization, and/or mitigation measures. This information will be subject to confidentiality provisions of 36 CFR 800.11(c), and Section 304 of the NHPA. Confidential/sensitive information may be identified via consultation with Tribes and NHOs.
- iv. If the parties as identified in 36 CFR 800.3(f) do not respond in writing within thirty (30) calendar days of DHS's adverse effect determination and proposed resolution, DHS would notify the ACHP of the adverse effect finding. If the ACHP elects to participate in the resolution of adverse effect without SHPO, THPO, or consulting party participation, DHS will proceed to Stipulation V.B.x. If the ACHP declines to participate, the proposed C-UAS Undertaking would proceed in accordance with DHS's proposed resolution of adverse effects. Once the C-UAS Undertaking has been completed, and avoidance, minimization, and/or mitigation implemented, DHS shall provide the appropriate SHPO/THPO, Tribe, or NHO and the ACHP with an overview of activities for the administrative record.
- v. If the parties as identified in 36 CFR 800.3(f) respond in writing within thirty (30) calendar days of DHS's adverse effect determination and proposed resolution, DHS shall convene a virtual or in-person meeting, as needed, within fifteen (15) calendar days of receiving the response to discuss resolution of adverse effects. DHS shall notify the ACHP of its adverse effect determination upon receipt of concurrence, and prior to scheduling any consulting party meeting(s).
- vi. If any adverse effects cannot be avoided, DHS will draft a Memorandum of Agreement (MOA) memorializing proposed terms that DHS and the Signatories have agreed upon to resolve the adverse effect within thirty (30) calendar days following the first consultation meeting and any subsequent meetings, as necessary. Consulting parties shall have thirty (30) calendar days to review and provide comments on the draft MOA.
- vii. Within fifteen (15) calendar days following receipt of any consulting party comments on the draft MOA, DHS shall convene a second virtual or in-person meeting, if needed. This 30/15-day cadence of preparation, dissemination, review, and meeting shall continue until finalization of the MOA draft which shall take no longer than 180 calendar days after the first meeting described in subparagraph v above.

- viii. Pending no disagreement or reasonable requests for additional review time, DHS will provide the final MOA and signature pages to consulting parties, which shall be signed and returned within thirty (30) calendar days.
- ix. If the final MOA has not been signed by the Signatories within thirty (30) calendar days per subparagraph viii above, and there is no disagreement with respect to the terms of the MOA or requests for additional review time or meetings, the DHS FPO or DFPO will request in writing the ACHP's participation in the resolution of adverse effects and execution of the MOA.
- x. If no response is received from the Signatories after thirty (30) calendar days of the ACHP's efforts to progress the MOA to finalization, the ACHP will notify all consulting parties and sign a two-party MOA without SHPO involvement.
- xi. If the ACHP has not signed the MOA within thirty (30) calendar days of receiving the notification in subparagraph ix above, DHS can proceed in accordance with 36 CFR 800.7 to conclude its Section 106 responsibilities for the C-UAS Undertaking.

VI. Consultation with Tribes and Native Hawaiian Organizations:

A. Consultation with Tribes and Native Hawaiian Organizations on C-UAS Undertakings Off Tribal Lands

- i. The United States Government has a unique legal and political relationship with Tribal Governments as set forth in the Constitution of the United States, treaties, statutes, court decisions, and Executive Orders. The United States recognizes the right of Tribes to self-government. Tribes exercise inherent sovereign powers over their members and territories. DHS is committed to strengthening the government-to-government relationship between the United States and Tribes.
- ii. DHS recognizes that C-UAS Undertakings could directly or indirectly impact sacred sites, burials, plants, or seeds that have sacred and cultural significance, or historic properties with traditional religious and cultural significance to a Tribe or NHO, and is committed to regularly and meaningfully collaborating, communicating, and cooperating with Tribes or NHOs through consultation.
- iii. For ground disturbing C-UAS Undertakings, based on the location of the Undertaking, DHS will utilize historic maps, information gathered from previous consultations pursuant to Section 106 of the NHPA, SHPO or Tribal databases, the Bureau of Indian Affairs Tribal Leader list, U.S. Department of Interior Native Hawaiian Organization list, National Association of Tribal Historic Preservation Officers, and the U.S. Housing and Urban

Development's Tribal Directory Assistance Tool to identify the appropriate Tribes and NHOs to consult.

- iv. DHS will make a good faith effort to identify any resources that may have traditional religious and cultural significance through tribal consultation and during the identification phase of each C-UAS Undertaking.
- v. For C-UAS Undertakings identified in Stipulation IV resulting in ground disturbance, DHS will notify relevant Tribes and NHOs about the proposed undertaking no later than thirty (30) calendar days prior to work commencing.
- vi. Should it be determined through tribal consultation that the proposed C-UAS Undertaking could potentially result in an effect to sacred sites, burials, plants, or seeds that have sacred and cultural significance, or historic properties with traditional religious and cultural significance, the process set forth in Stipulation V will be followed. Consultation may include the incorporation of Indigenous Knowledges, if shared, in accordance with the *ACHP Policy Statement on Indigenous Knowledge and Historic Preservation*.
- vii. DHS will consider information regarding historic properties with traditional religious and cultural significance, sacred sites, or Indigenous Knowledge shared with DHS by Tribes or NHOs as sensitive, unless otherwise indicated by the Tribe or NHO. DHS will keep sensitive information provided by Tribes or NHOs confidential consistent with applicable federal laws such as Section 304 of the NHPA. Should DHS receive a Freedom of Information Act request that may include sensitive information, DHS will provide written and/or verbal notification to the Tribe(s) or NHO(s) whose information is subject to the request to determine what information should be redacted.

B. Consultation with Tribes on C-UAS Undertakings on Tribal Lands

- i. This Agreement does not apply to C-UAS Undertakings located on tribal lands unless the Tribe has provided written notification to the ACHP, NCSHPO, and DHS HQ that it will participate in this Agreement by completing the Authorization by a Tribe for Use of this Nationwide Programmatic Agreement on its Tribal Lands form in Appendix G and include a completed copy of the form in their written notification to Signatories.
- ii. Upon notification of their intent to participate, DHS shall ensure a signed copy of Authorization of Use form is compiled into the Agreement and sent to all parties and DHS Components for their records.
- iii. Upon receipt of the executed form, said Tribe may participate in the Agreement as an Invited Signatory and allow DHS to utilize the streamlined consultation measures in this Agreement. Tribes may withdraw their participation at any time.

- iv. DHS ensures that, for any Tribe that elects to participate in this Agreement, DHS' commitments to respecting tribal sovereignty and sensitivity, as outlined in Stipulation VI.A, will remain in effect.
- v. Regardless of whether a specific Tribe elects to participate in this Agreement, DHS will consult with THPOs, who assume the responsibilities of the SHPO, or Tribal representatives for C-UAS Undertakings off tribal lands, pursuant to the NHPA and 36 CFR 800.3.

VII. Unanticipated or Post-Review Discoveries

In the event of an unanticipated discovery of historic or cultural resources during a C-UAS Undertaking, DHS will follow the post-review discoveries process identified in 36 CFR 800.13, with the following streamlined processes for timeliness:

- A. If previously unidentified historic resources, human remains, funerary objects, sacred objects, or items of cultural patrimony are discovered, or unanticipated effects, including audible, atmospheric, and cumulative effects to historic properties are discovered during project implementation, work will immediately halt within a 100-foot radius of the discovery, and DHS will ensure interim nondestructive measures are implemented to protect the discovery from damage, looting, and vandalism.
- B. Within 48 hours of the discovery, a DHS Qualified Professional shall be contacted to ensure compliance with Section 106 implementing regulations, compliance with the Native American Graves Protection and Repatriation Act (NAGPRA), and compliance with all applicable state law(s) and procedures.
- C. In the event of the discovery of human remains or material objects associated with burial contexts, DHS will immediately notify local law enforcement and the county coroner to determine if the remains constitute a crime scene or modern burial. If the coroner determines that the human remains are not part of a crime scene, the DHS Qualified Professional will, in addition to all other clauses in this Stipulation:
 - i. Consult the ACHP's *Policy Statement on Burial Sites, Human Remains, and Funerary Objects*, or other ACHP policy in effect at the time remains and funerary artifacts are discovered, to provide appropriate consideration and respect; and
 - ii. Ensure photographs, videos, or social media posts identifying or discussing human remains or material objects associated with burial contexts are not permitted by DHS unless consent is granted by the consulting parties and/or descendants. Special care will be taken to ensure that details, location and photographs of artifacts, funerary objects, and human remains associated with burial contexts are not provided to the public; and

- iii. Ensure Native American human remains, funerary objects, sacred objects, or items of cultural patrimony found on DHS land will be managed in accordance with Section 3 of NAGPRA and its implementing regulations (43 CFR Part 10).
- D. Within 62 hours of the discovery, DHS will notify the relevant SHPO/THPO, Tribe, or NHO, as appropriate, of the inadvertent discovery. The DHS Qualified Professional will supply written documentation of the condition of the discovery from visual inspection, and any detailed information that may benefit any applicable recovery plan and the decision-making process for the discovery.
- E. DHS acknowledges Tribes and NHOs possess special expertise in assessing resources that may possess religious and cultural significance to them and as such a DHS Qualified Professional in the discipline relevant to the project activities will coordinate with the relevant Tribe or NHO to inspect the site and determine the area and nature of the affected find. Continuation of work in the area outside the identified boundary of the discovery will be contingent upon approval by DHS, in consultation with consulting parties.
- F. Within five (5) business days of the original notification, the DHS Qualified Professional will determine whether the unanticipated or post-review discovery is Eligible for listing on the NRHP, or if the unanticipated or post-review discovery has been identified by a Tribe as a Sacred Site, in consultation with the SHPO/THPO, Tribes, NHOs, and consulting parties, as appropriate. Should the discovery be Eligible for the NRHP or be identified as a Sacred Site, DHS will work collaboratively with the relevant SHPO/THPO, Tribe, NHO, and consulting parties, as appropriate, to determine the contents of a Discovery Plan, as applicable, including ways to minimize, avoid, or mitigate adverse effects and appropriate methods of identification, transport, and storage of materials.
- G. Any disputes over effects or NRHP eligibility of unanticipated or post-review discoveries are resolved in accordance with the dispute resolution process below.

VIII. Dispute Resolution

- A. Dispute Resolution Among Signatories
 - i. If a Signatory to this Agreement objects to any actions carried out or proposed by DHS pursuant to this Agreement, it will notify DHS in writing of such objection.
 - ii. Within thirty (30) calendar days following receipt of the written objection from a Signatory, DHS shall convene a meeting of the Signatories to discuss the objection and work toward a resolution.

- iii. If after thirty (30) calendar days from meeting, a Signatory determines that a resolution cannot be found and the objection remains, DHS shall distribute documentation relevant to the objection and attempts at resolution to all Signatories, including the ACHP.
- iv. All Signatories to this Agreement will be given thirty (30) calendar days to submit to DHS a written statement regarding the dispute and whether they concur or disagree with any proposed resolution. Resolution may include termination pursuant to 36 CFR 800.7, should the dispute include a failure to resolve an adverse effect after following Section VI(b) of this Agreement.
- v. DHS will take into account the timely comments of the Signatories in making its final decision. If none of the Signatories submit a written statement to DHS within the thirty (30) calendar day period of meeting per subparagraph iv above, DHS will notify Signatories of its final decision and proceed accordingly.
- vi. Tribes who elect to participate in this Agreement may also initiate the dispute resolution process as laid out above. If the Signatories and the Invited Signatory cannot come to a resolution pursuant to the aforementioned clauses, an Invited Signatory cannot terminate the Agreement but may elect to withdraw from participating in this Agreement at any time by providing written notice of their intent to withdraw to all Signatories.

B. Dispute Resolution Between DHS, SHPOs, THPOs, Tribes, NHOs, Consulting Parties, or Members of the Public

- i. Should any SHPO/THPO, Tribe, NHO, consulting party, or member of the public object at any time to any actions proposed or the manner in which the terms of this Agreement are implemented, DHS shall consult with such party to resolve the objection.
- ii. If DHS determines such objection cannot be resolved, DHS will forward all documentation relevant to the dispute, including DHS' proposed resolution, to the ACHP. The ACHP shall provide DHS with its advice on the resolution of the objection within fourteen (14) calendar days of receiving adequate documentation. Prior to reaching a final decision on the dispute, DHS shall prepare a written response that takes into account any timely advice or comments regarding the dispute and provide them with a copy of this written response. DHS will then proceed according to its final decision.
- iii. If the ACHP does not provide its advice regarding the dispute within the fourteen (14) calendar day time period, DHS may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, DHS shall prepare a written response that takes into account any timely comments

regarding the dispute, provide them and the ACHP with a copy of such written response.

- C. DHS's responsibility to carry out all other actions subject to the terms of this Agreement that are not the subject of the dispute remain unchanged.

IX. Emergencies

The DHS national security mission may necessitate urgent use of C-UAS technologies to secure lives and the safety of employees and citizens, or to protect property. In the event where a declared emergency is encountered, DHS will follow the procedures below.

- A. An emergency is an urgent, sudden, and serious event or an unforeseen change in circumstances resulting in risks to national security, as determined by DHS, which necessitates immediate action to remedy harm or avert imminent danger to life, health, or property. Undertakings conducting immediate response type operations such as rescue, salvage, or response C necessary to preserve life and property, are excluded from Section 106 consultation responsibilities in accordance with 36 CFR 800.12(d). Emergencies may include, but are not limited to, natural disasters such as hurricanes, wildfires, flooding, or excessive heat; man-made disasters, including acts of terrorism; an emergency as declared by the President pursuant to the National Emergencies Act; or a state of emergency as declared by the Governor or Leader of a Tribe, State, or Territory.
- B. DHS shall complete the Undertaking Review Form in Appendix D for all emergency C-UAS Undertakings. In the event that an emergency C-UAS Undertaking occurs where DHS cannot complete the Undertaking Review Form or the Notification of Use to Federal Agencies Form prior to commencement of a C-UAS Undertaking, DHS shall complete the Undertaking Review Form within thirty (30) calendar days of the emergency C-UAS Undertaking, if feasible.
- C. DHS shall notify the ACHP and appropriate SHPO(s), THPO(s), Tribes, and NHO(s) in response to an emergency as early as possible by providing the location of the C-UAS Undertaking, as appropriate based on security protocols, and the details of the C-UAS Undertaking, unless excluded from Section 106 consultation responsibilities in accordance with 36 CFR 800.12(d).
- D. If the emergency C-UAS Undertaking meets one or more of the exempt categories of C-UAS Undertakings in Stipulation IV, DHS will not notify the ACHP and appropriate SHPO, THPO(s), Tribes, and NHO(s) of the emergency C-UAS Undertaking and the use of this Agreement.

- E. Pursuant to 36 CFR 800.12(d), DHS may conduct expedited review of emergency undertakings within thirty (30) calendar days from the beginning of the emergency declaration.
 - i. Upon request by the ACHP, or the appropriate SHPO(s)/THPO(s), Tribes, or NHO(s), or of its own volition, DHS may consider extending the expedited review period for emergency C-UAS Undertakings beyond the initial thirty (30) calendar days.
- F. If DHS determines the emergency C-UAS Undertaking would adversely affect a historic property, DHS will:
 - i. To the extent practicable, DHS will submit to the SHPO(s)/THPO(s), Tribes, and NHOs treatment or mitigation measures that would address adverse effects to historic properties during implementation; and
 - ii. Provide this information through letter or email, telephone conversations, or meetings.. Non-written communications will be captured in writing prior to submittal. In all cases, DHS will clarify that an "expedited review" is being requested, citing the applicable emergency situation, and request the comments of the appropriate SHPO(s)/THPO(s), Tribes, and NHOs within three (3) business days of receipt of this information unless DHS determines the nature of the emergency warrants a shorter time period; and
 - iii. Take into account any timely comments provided by the appropriate SHPO(s)/THPO(s), Tribes, and NHOs before making a decision on how to proceed.
 - iv. If no comments are received within three (3) business days of receipt, DHS will proceed with the undertaking as described based on the available information. DHS will notify the SHPO(s)/THPO(s), Tribes, or NHOs of the final decision, indicating how any comments received were considered in reaching that decision.

X. Training

- A. The DHS FPO or DFPO will develop training materials for DHS HQ and Component project teams and personnel involved in C-UAS Undertakings on the requirements of this Agreement, in coordination with NCSHPO and the ACHP. The training materials will be reviewed and revised, as necessary, on an annual basis.
- B. DHS will provide annual trainings using these materials for project teams and personnel involved in C-UAS Undertakings on the requirements of this Agreement.

XI. Annual Report and Meeting

- A. Beginning December 1, 2026, and on each anniversary thereafter, the DHS FPO or DFPO will submit to the ACHP, NCSHPO, and NATHPO an annual report summarizing all undertakings reviewed under this Agreement during the prior fiscal year (October 1 – September 30). The first report will cover the period from the effective date of this Agreement through September 30, 2026. Each report will be organized by state or territory and will identify changes in DHS points of contact, examples of successful implementation, examples of failures or problems with implementation, annual review of exempt categories of undertakings, auditing and compliance results, recommended amendments, such as the inclusion of new C-UAS technologies, if any, and training activities with dates.
- B. Within thirty (30) calendar days of submitting the first annual report, DHS will convene a meeting with the ACHP, NCSHPO, and NATHPO to examine this Agreement's effectiveness based on the information provided in the report. At this first report meeting, DHS and the ACHP, NCSHPO, and NATHPO will determine the necessity, frequency, and timing of future annual meetings and reporting and agree on amendments to this Agreement, if proposed.
- C. Within thirty (30) calendar days of the meeting, DHS will provide the report and summary of the annual meeting to ACHP, NCSHPO, NATHPO, Tribes, and NHOs.

XII. Non-Commitment or Obligation of Funds

Nothing in this Agreement shall constitute funds commitment or obligation by any Party. Nothing in this Agreement shall constitute an agreement by any Party to obligate or transfer funds in advance of any appropriation of those funds. Specific activities or projects that involve the transfer of funds, services, or property between or among any of the Parties will require execution of separate agreements and be contingent upon the availability of appropriated funds. Such activities must be independently authorized by appropriate statutory authority. This Agreement does not provide such authority.

XIII. Removal

In the event that DHS terminates the use of C-UAS technologies that includes a ground mounted C-UAS Undertaking, DHS will remove all C-UAS technologies and restore the project area to the same condition as existed prior to commencement of the undertaking.

XIV. Effective Date

This Agreement shall be effective upon the last date of signature from DHS, NCSHPO, and the ACHP.

XV. Duration

This agreement will expire ten (10) years from the effective date. Before such time and no later than six (6) months prior to expiration, all Parties shall consult to reconsider any terms of the Agreement and determine if an amendment to extend the duration and/or revise the Agreement is warranted, in accordance with Stipulation XVI. .

XVI. Amendments

- A. Should any Signatory determine that an amendment to the terms of this Agreement must be made, the Signatories shall consult on amending the Agreement for no more than sixty (60) calendar days, or another timeframe agreed upon by all parties
- B. An amendment to this Agreement shall be effective only when it has been signed by all the Signatories and Invited Signatories, should any elect to participate in this Agreement. DHS will ensure a signed copy of the fully executed Amendment is provided to all Signatories, Components, and any participating Invited Signatories.
- C. Modifications to the Appendices, excluding Appendix C, may be amended at the request of DHS or another Signatory, or participating Invited Signatory, in the following manner:
 - i. A Party to this Agreement may request, in-writing, that DHS modify an Appendix or Appendices. Should DHS determine such a modification is feasible, DHS shall follow the procedures for modification, as outlined below.
 - ii. DHS, on its own behalf or on behalf of another Party, shall notify all Parties of the intent to modify the current Appendix or Appendices and shall provide a draft of the updated Appendix or Appendices to all Parties subject to this Agreement.
 - iii. If no Signatory or participating Invited Signatory objects in writing within sixty (60) calendar days of receipt of the proposed modification(s), DHS shall date and sign the amended Appendix or Appendices and provide a copy of the amended Appendix or Appendices to all Parties and DHS Components. The modification shall go into effect on the date DHS transmits the amended Appendix or Appendices to all Signatories.

XVII. Termination

- A. If any Signatory to this Agreement determines that its terms will not or cannot be carried out, that Signatory shall immediately consult with all Parties to attempt to develop an amendment per Stipulation XVI, or other actions that would avoid termination. If within ninety (90) calendar days an amendment cannot be reached, any

Signatory may terminate this Agreement upon written notification to the other Signatories and any participating Invited signatories.

- B. If the Agreement is terminated, DHS HQ shall immediately notify all Parties to this Agreement and all Components, and DHS shall follow the standard Section 106 process for all C-UAS Undertakings.

XVIII. Execution

Execution of this Agreement by the DHS, NCSHPO, and ACHP, and implementation of its terms evidence that DHS has taken into account the effects of the covered undertakings on historic properties and afforded the ACHP an opportunity to comment.

**NATIONWIDE PROGRAMMATIC AGREEMENT
AMONG THE DEPARTMENT OF HOMELAND SECURITY,
THE NATIONAL CONFERENCE OF STATE HISTORIC PRESERVATION OFFICERS,
AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING
DEPARTMENT OF HOMELAND SECURITY COUNTER UNMANNED AIRCRAFT
SYSTEMS UNDERTAKINGS**

Signatory

Department of Homeland Security

By:   Digitally signed by TRACEY L
WATKINS
Date: 2025.09.10 16:53:37
-04'00' Date: _____

Trae Watkins
Chief Readiness Support Officer
U.S. Department of Homeland Security

**NATIONWIDE PROGRAMMATIC AGREEMENT
AMONG THE DEPARTMENT OF HOMELAND SECURITY,
THE NATIONAL CONFERENCE OF STATE HISTORIC PRESERVATION OFFICERS,
AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
REGARDING
DEPARTMENT OF HOMELAND SECURITY COUNTER UNMANNED AIRCRAFT
SYSTEMS UNDERTAKINGS**

Signatory

Advisory Council on Historic Preservation

By: Travis Voyles Date: 9/30/2025

Travis Voyles
Vice Chairman
Advisory Council on Historic Preservation

**NATIONWIDE PROGRAMMATIC AGREEMENT
AMONG THE DEPARTMENT OF HOMELAND SECURITY,
THE NATIONAL CONFERENCE OF STATE HISTORIC PRESERVATION OFFICERS,
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REGARDING
DEPARTMENT OF HOMELAND SECURITY COUNTER UNMANNED AIRCRAFT
SYSTEMS UNDERTAKINGS**

Signatory

National Conference of State Historic Preservation Officers

By:  Date: 9/23/2025

Anne B. Raines
President
National Conference of State Historic Preservation Officers

Appendix A: DHS Examples of C-UAS Technologies

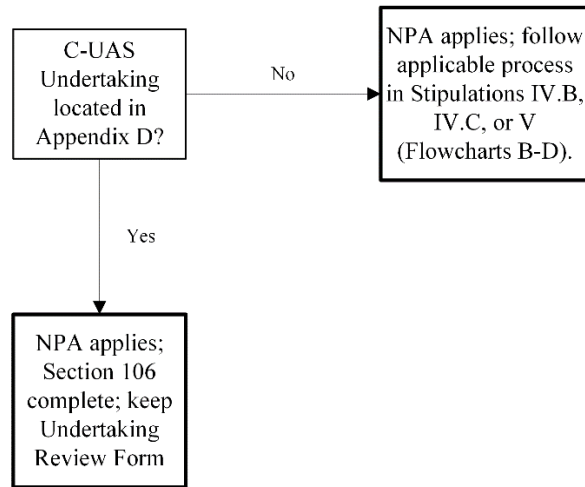
The following list of the technologies associated with C-UAS Undertakings provides a sample of C-UAS project elements that may be associated with C-UAS Undertakings subject to this Agreement. This list is not exhaustive of C-UAS technologies, and C-UAS Undertakings may include additional technologies not included herein.

Common C-UAS technologies employed by DHS include, but are not limited to:

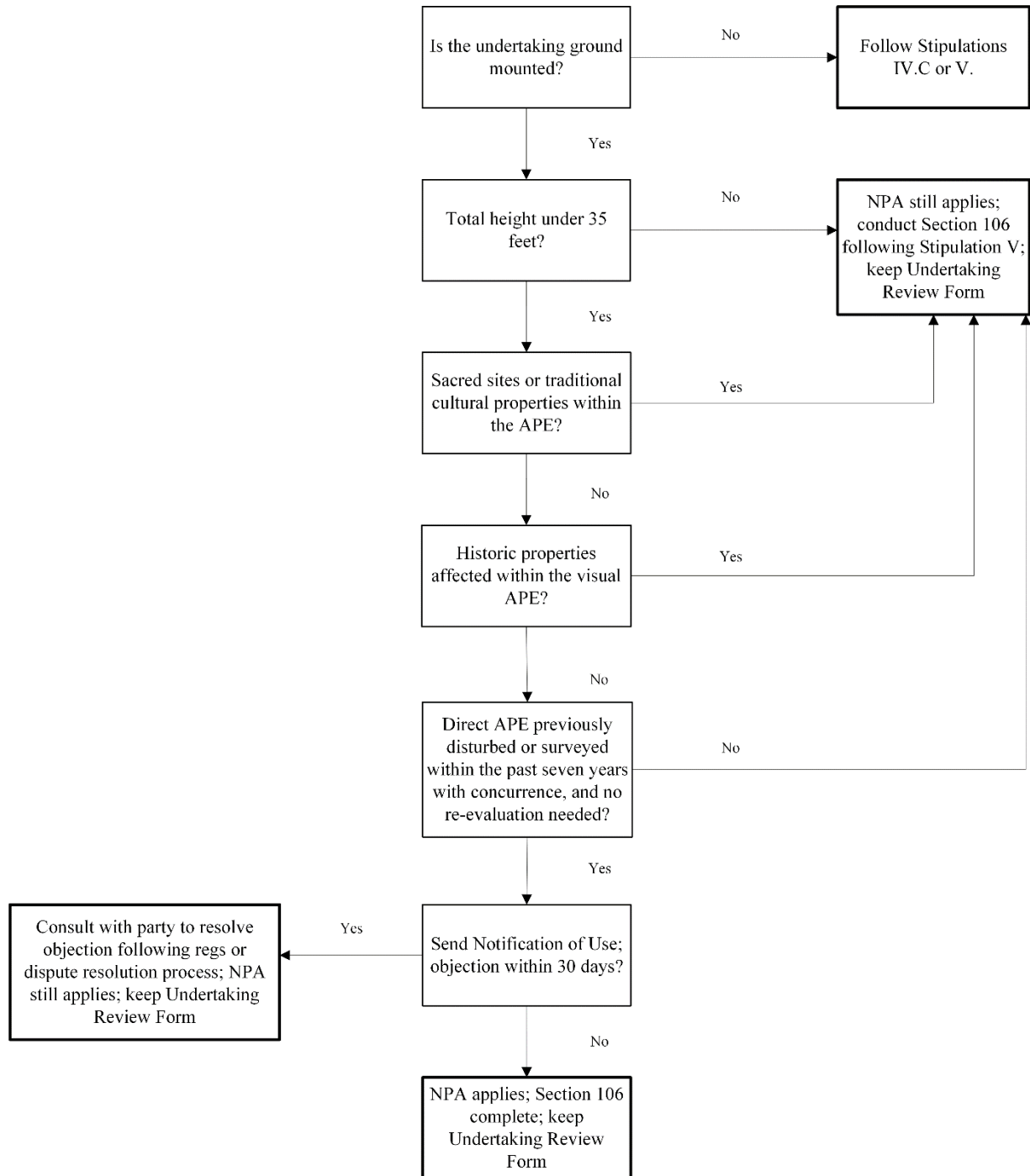
- Small equipment – i.e., handheld devices, radio boxes, antennas, sensors, cameras, alarms, monitors, testing range signs, nets, jammers, spoofers, receivers, radars, microphones, metal mounting equipment, ground-based control stations, or drones;
- Support equipment – i.e., generators, solar panels, battery storage, conduit, or fencing erected to support the use of C-UAS technologies;
- Vehicle or vehicular-trailer mounted equipment – i.e., small poles or compact tower masts mounted on or within a truck or vehicle-drawn trailer, with associated equipment or technologies mounted on the mobile unit;
- C-UAS tripods – i.e., movable C-UAS technologies mounted on a tripod which can be placed on ground or building rooftops, and are typically under ten feet in height;
- Small C-UAS masts – i.e., small cell-like poles mounted on a vehicle or trailer, or temporarily or permanently affixed to the ground using small stakes, weights, or water-filled bladders, with associated equipment mounted on the structure, and with masts that are typically under 30-feet in total height, including appurtenances;
- Large C-UAS masts – i.e., towable masts affixed on a trailer, or permanently affixed to the ground, which may include additional wide footings for support, typically featuring a lattice mast with associated equipment mounted to the masts, but which may also necessitate the use of guy wires, with masts that can range up to 140-feet in height, including appurtenances.

Appendix B: DHS Nationwide Programmatic Agreement Flow Charts

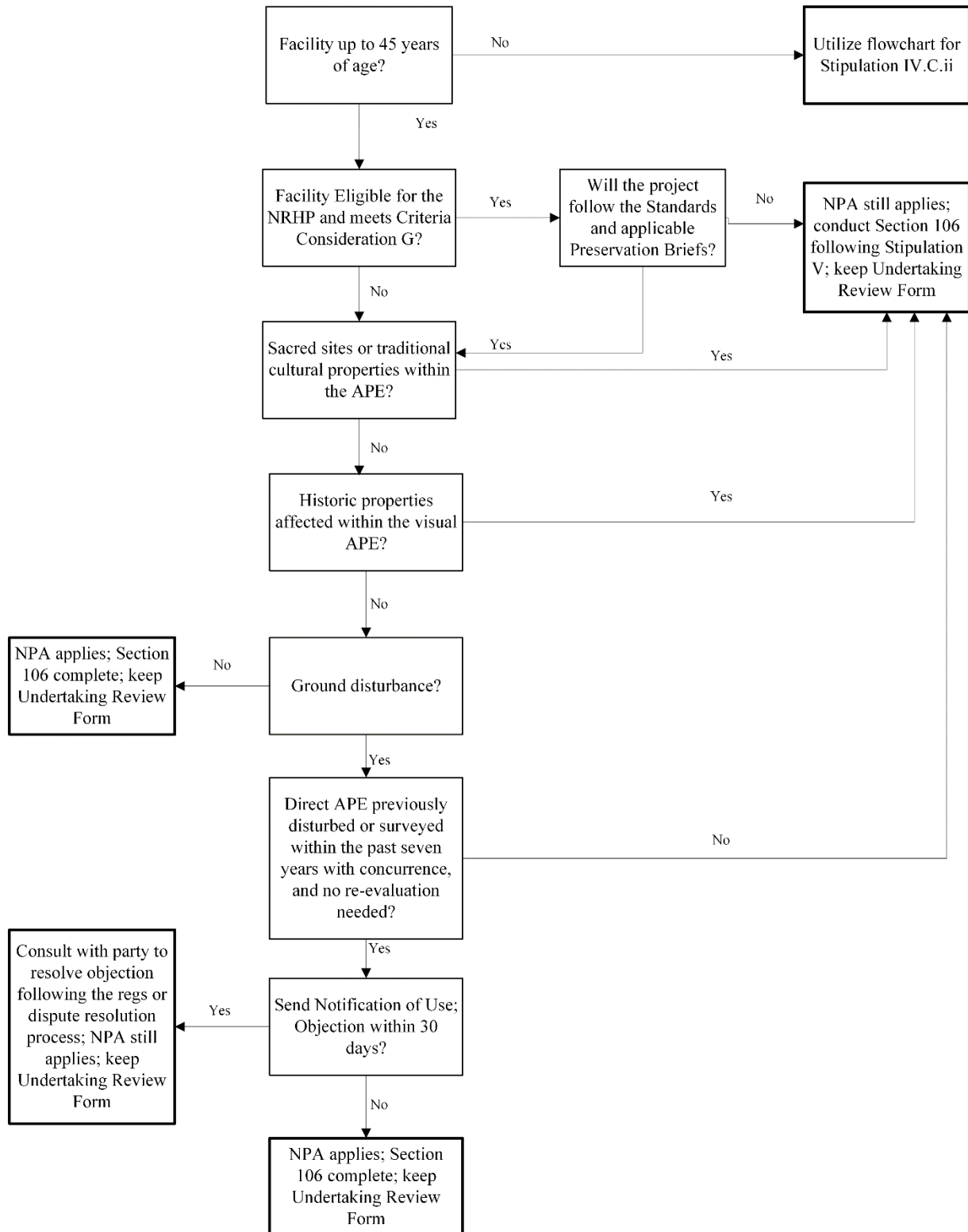
Flowchart A - Following Stipulation IV.A



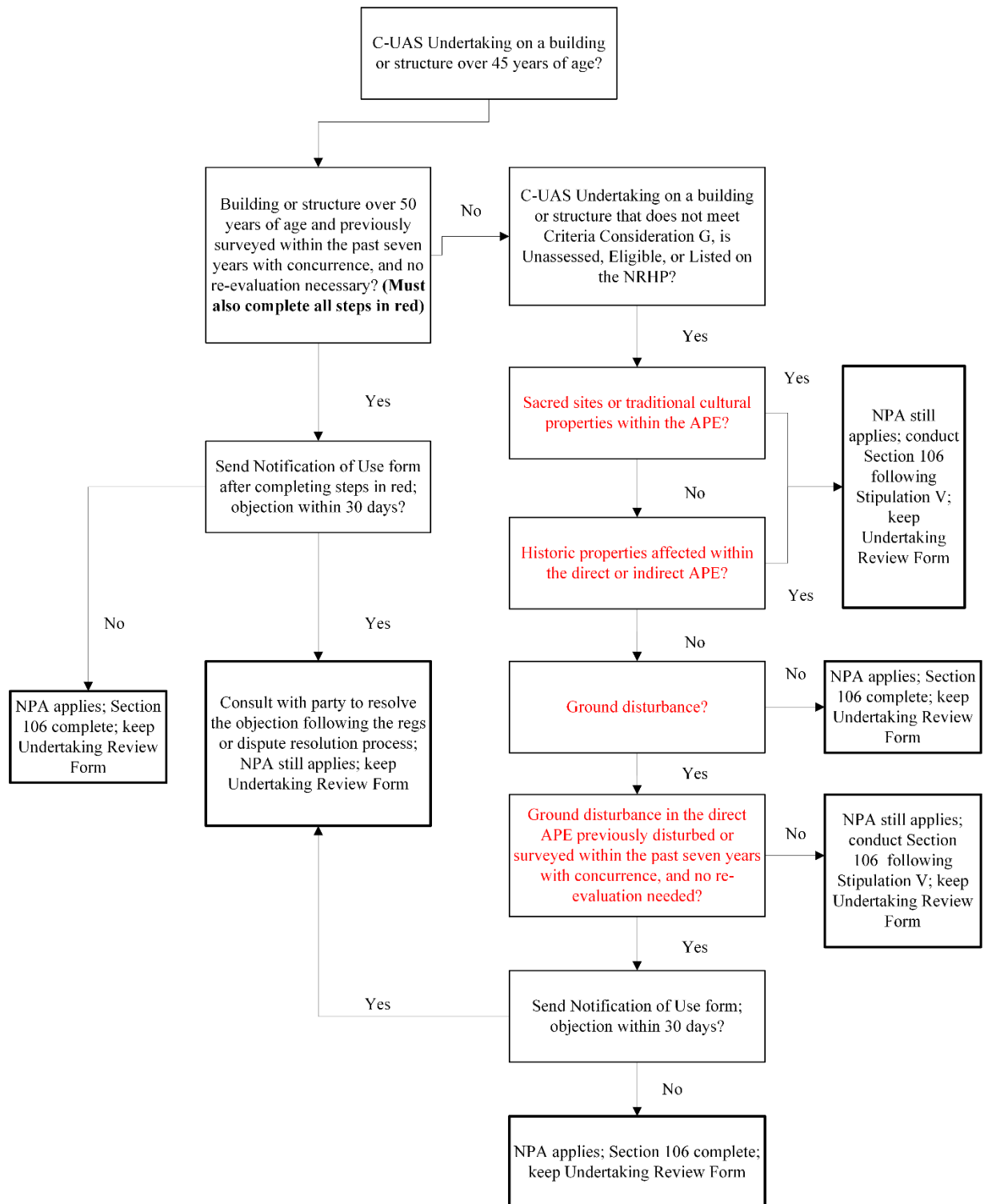
Flowchart B - Following Stipulation IV.B



Flowchart C - Following Stipulation IV.C.i



Flowchart D - Following Stipulation IV.C.ii



Appendix C: DHS C-UAS Undertakings with No Potential to Affect Historic Properties

C-UAS Undertakings included in Appendix C of this Agreement have been determined to have No Potential to Affect historic properties, and thus are not subject to further Section 106 review. A DHS Qualified Professional must determine the Undertaking meets the criteria laid out in this Appendix, and document the Undertaking with the review form in Appendix D.

Undertakings not subject to further review include:

- I. The installation and use of any temporary C-UAS, including C-UAS technologies, which may be either stationary or mobile, that involves no excavation of surface materials or permanent affixation to a structure, including but not limited to the following:
 - A. Vehicle or vehicular trailer-mounted C-UAS technologies;
 - B. Placement of instructional/informational ground signs with stakes for C-UAS testing zones, or the use of screw eyes or eye bolts up to six inches in length for temporary ground mounted C-UAS, provided there are no known archaeological site(s), sacred sites, or properties of traditional religious and cultural significance in the direct APE;
 - C. Temporary, stationary C-UAS technologies, that involve no ground disturbance, including concrete or earth ground anchors, if ground mounted (such as movable C-UAS tripods), or, in cases of building or vessel mounted C-UAS technologies, that involve no permanent affixation to a built structure or vessel, regardless of age; or
 - D. Installation of temporary C-UAS technologies on a communications structure, or within a communications lease area.
 - E. For purposes of this Section, the term "temporary" means "for no more than twenty-four months duration."
- II. The permanent installation and use of any stationary C-UAS or C-UAS technologies on:
 - A. Any vessel under 50 years of age;
 - B. A communications structure, or within a communications tower lease area, provided the original construction underwent Section 106 review, the tower communications structure is under 50 years of age, and the C-UAS technology is not taller than the existing communications systems.

Appendix D: Department of Homeland Security Nationwide Programmatic Agreement for Counter Unmanned Aircraft Systems Undertakings Review Form

The following checklist is to be completed for all DHS C-UAS Undertakings to confirm that said undertakings adhere to the conditions identified within the *Nationwide Programmatic Agreement Among the Department of Homeland Security, the National Conference of State Historic Preservation Officers, and the Advisory Council on Historic Preservation Regarding Department of Homeland Security Counter Unmanned Aircraft Systems Undertakings* (Agreement).

Through the utilization of this review form for undertakings that meet the criteria in Stipulation IV, DHS continues to ensure no effects to historic properties would result from the undertakings, even if present. Should a DHS Qualified Professional determine the proposed C-UAS Undertaking is not covered in Stipulation IV of this Agreement, or cannot meet conditions for the activities therein, Stipulation V of the Agreement is followed. Should the proposed C-UAS Undertaking occur on Tribal lands, the process in 36 CFR Parts 800.1-800.5 is followed, unless said Tribe has elected to sign on to the Agreement, as laid out in Stipulation VI.

This review form should be saved with National Environmental Policy Act (NEPA) and Section 106 records for tracking and reporting purposes and becomes part of the administrative record for NEPA and NHPA compliance.

This section of the review form is to be completed by operation or program staff prior to a C-UAS Undertaking commencement and should be submitted to a DHS Qualified Professional as early as possible in the project planning stage, but no later than forty-five (45) calendar days prior to the commencement of work.

I. General

Review Date:

Project Start Date:

Address (include labeled map, pictures, and/or floorplan of facility, if available, or latitude and longitude of the undertaking, if there is not an E911 address):

City, State:

Building Construction Date, if known (for C-UAS Undertakings located on a building or structure):

Project Title:

Project Tracking Number (optional):

General Information Completed By:
Anticipated Undertaking Category:

The DHS Qualified Professional will ensure the correct category of undertaking is applied. Note that for some undertakings, the DHS Qualified Professional must determine that the undertaking follows the Secretary of the Interior's *Standards for the Treatment of Historic Properties*, and associated Preservation Briefs, as appropriate.

II. Project Description

Provide specific information on: the proposed C-UAS Undertaking purpose; location within, on, or around a building or structure, as applicable (e.g., lobby, elevator, office space, hallway, roof, parking lot, etc.); technologies to be employed so the DHS Qualified Professional can understand the scope of the potential impact; permanent or temporary nature of the undertaking; discussion and scope of any ground-disturbing activities associated with the undertaking and the depth of disturbance, if known; and if the area has been previously evaluated or surveyed for historic or cultural resources.

Operation or Program Management Staff Verification Signature and Date:

[Signature]

[Date]

[Name]

[Component/DHS HQ]

The following section of the review form is to be completed by a DHS Qualified Professional who meets the qualifications consistent with the Secretary of the Interior's *Professional Qualification Standards*.

III. Notification Requirements for C-UAS Undertakings on non-DHS Federal Property

Is the undertaking on non-DHS federal property (land or built structures)?

Yes ☐ (Proceed to next question).

No ☐ (Proceed to Section IV).

If the undertaking is not an Appendix C undertaking, and if the undertaking is on non-DHS federal property, have you completed the Notification of Use to Federal Agencies form in Appendix E and submitted the notification to the federal agency at

least thirty (30) calendar days prior to commencement of the undertaking, or within thirty (30) calendar days of the undertaking, if the undertaking was an emergency and feasible?

Yes ☐ (Keep notification for the administrative record).

No ☐ (Describe why the notification was not sent – i.e., the undertaking is an Appendix C undertaking).

Note that the Notification of Use to Federal Agencies form must be submitted at least thirty (30) calendar days prior to the undertaking or within thirty (30) days of an emergency undertaking to utilize this Agreement. Appendix C projects do not require completing the Notification of Use to Federal Agencies form, regardless of if the undertaking is an emergency.

IV. Emergency C-UAS Undertakings

Was this an emergency C-UAS Undertaking?

Yes ☐ (Proceed to next question).

No ☐ (Proceed to Section V).

Was this form and any applicable Notification of Use to Federal Agencies completed within thirty (30) days of the emergency undertaking (excluding Appendix C undertakings)?

Yes ☐ (Proceed to next question).

No ☐ (Explain. Proceed to Section V).

V. Identification of Historic Properties

The undertaking complies with Appendix C of the Agreement.

Yes ☐ (Proceed to Section VI/Effects Determination).

No ☐ (Complete remaining documentation in Section V/Identification of Historic properties).

For building or structure mounted C-UAS Undertakings not subject to Appendix C, the building or structure is:

☐ Younger than 45 years of age (provide construction date)

☐ Unevaluated, no additional survey/investigation needed.

- ☐ Previously unevaluated, evaluated as part of the current undertaking.
- ☐ Older than 45 years of age (provide construction date)
 - ☐ Unevaluated, no additional survey/investigation needed.
 - ☐ Previously unevaluated, evaluated as part of the current undertaking.
 - ☐ Evaluated, no additional survey/investigation needed (document National Register of Historic Places [NRHP] eligibility below).

For ground mounted C-UAS Undertakings not subject to Appendix C, the direct APE is:

- ☐ Unevaluated, no additional survey/investigation needed.
- ☐ Previously unevaluated, additional survey/investigation conducted as part of the current undertaking.
- ☐ Evaluated, no additional survey/investigation needed (document National Register of Historic Places [NRHP] eligibility below).

For all undertakings not subject to Appendix C, historic property identification within the direct APE includes:

- ☐ The subject property includes no known historic properties within the direct APE, and the DHS Qualified Professional has determined the undertaking meets the criteria in Stipulations IV.B (for ground mounted undertakings).
- ☐ The subject property includes unassessed resources within the direct APE.
- ☐ The subject property is Ineligible for listing on the NRHP.

Provide determination date, previous surveys/investigations, brief justification, and any SHPO/THPO or Tribal comments.

- ☐ The subject property is Eligible for listing on the NRHP.

Provide determination date, previous surveys/investigations, SHPO concurrence information, NRHP criteria/criterion, and a brief integrity statement.

- ☐ The subject property is Listed on the NRHP.

Provide listing date, NRHP criteria/criterion and a brief integrity statement.

- ☐ The subject property is Listed as a National Historic Landmark (NHL).

Provide listing date, NRHP and NHL criteria/criterion, and a brief integrity statement.

- ☐ The subject property contains known properties of traditional religious and cultural significance, including seeds or plants of cultural significance, to a Tribe or NHO.

Provide name, distance from facility, and Tribal consultation history/efforts. Note if the subject property contains known properties of traditional religious and cultural significance, including seeds or plants of cultural significance, practitioners may review and incorporate best practices, as appropriate, from the Bureau of Indian Affairs (BIA) [Sacred Sites Best Practices Guide](#).

For all undertakings not listed in Appendix C, historic properties within the visual APE include:

- ☐ No known historic properties within the indirect APE.
- ☐ Known historic properties within the indirect APE.

Provide a list, including the type of resource and distance from the undertaking.

- ☐ Known properties of traditional religious and cultural significance, including seeds or plants of cultural significance, to a Tribe or NHO within the indirect APE.

Provide name, distance from facility, and Tribal consultation history/efforts. Note if the indirect APE contains known properties of traditional religious and cultural significance, including seeds or plants of cultural significance, practitioners may review and incorporate best practices, as appropriate, from the BIA [Sacred Sites Best Practices Guide](#).

VI. Effect Determination

The proposed C-UAS Undertaking would result in a finding of:

- ☐ No Potential to Affect (Appendix C C-UAS Undertakings).

Please include undertaking category and supporting information/ documentation.

- ☐ No Historic Properties Affected (Stipulation IV C-UAS Undertakings).

Please include the undertaking category, supporting information/ documentation, and any best practices implemented from Appendix H of the Agreement.

- ☐ No Adverse Effect (Stipulation V C-UAS Undertakings).

Please include supporting information/ documentation and any best practices implemented from Appendix H of the Agreement.

- ☐ Adverse Effect (Stipulation V C-UAS Undertakings).

Please include supporting information/ documentation, any best practices implemented from Appendix H of the Agreement, and mitigation measures.

VII. Nationwide Programmatic Agreement

The proposed C-UAS Undertaking would ☐ /would not ☐ be covered under Stipulation IV of the Agreement.

- ☐ Stipulation IV.A of the Agreement applies. Maintain this form for the administrative record and annual reporting.
- ☐ Stipulation IV.B of the Agreement applies. Maintain this form for the administrative record and annual reporting.
- ☐ Stipulation IV.C of the Agreement applies. Maintain this form for the administrative record and annual reporting.

Stipulation IV.A is ☐ /is not ☐ applicable.

- ☐ The proposed undertaking is listed in Appendix C and will have No Potential to Affect historic properties. Section 106 requirements have been fulfilled, and no further consultation is necessary. Maintain this form for the administrative record and annual reporting.

The project requires ground disturbance and Stipulation IV.B or IV.C applies.

Yes ☐ No ☐

- ☐ The proposed undertaking requires ground disturbance. Notify the relevant SHPO/THPO, Tribe, and/or NHO utilizing the template Notification of Use to SHPOs/THPOs form in Appendix F of this Agreement no later than thirty (30) calendar days prior to work commencing and will provide specific locations, barring any national security or law enforcement concerns or exclusions. Section 106 requirements have been fulfilled, and no further consultation is necessary unless an objection is received within thirty (30) calendar days of notification. Maintain this form for the administrative record and annual reporting.

Stipulation IV.C.ii.c is ☐ /is not ☐ applicable.

- ☐ The proposed undertaking meets Stipulation IV.C.ii.c and will have No Effect on historic properties, provided the DHS Qualified Professional determines that the C-UAS Undertaking will follow the *Secretary of the Interior's Standards* and associated Preservation Briefs, as necessary. The DHS Qualified Professional may also employ C-UAS Best Practices detailed in Appendix H. Section 106 requirements have been fulfilled and no further consultation is necessary. Maintain this form for the administrative record and annual reporting.
- ☐ The C-UAS Undertaking does not meet the criteria outlined in Stipulation IV. Stipulation V of this Agreement will be followed for all C-UAS Undertakings to comply with 36 CFR 800.5 and 800.6 and this Agreement. Maintain this form for the administrative record and annual reporting.

VIII. Conditions:

Discuss any special considerations or conditions for the undertaking to proceed under the Agreement (e.g., not visible from public right-of-way, similar color or texture of facility, non-historic features, use of minimization measures/best practices, description of any Standards or Preservation Briefs followed, etc.):

Note that if the federal agency agrees to conditions as part of their Section 106 compliance, these conditions should also be captured in your NEPA tracking.

IX. Additional Comments:

DHS Qualified Professional Verification Signature and Date:

[Signature]

[Date]

[Name]

[Component/DHS HQ]

Appendix E: Notification of Use to Federal Agencies of the Nationwide Programmatic Agreement for Department of Homeland Security Counter Unmanned Aircraft Systems Undertakings

[Date]

[Name]

Federal Preservation Officer

[Agency Name]

[Address Line 1]

[Address Line 2]

Subject: Notification of Use of the Nationwide Programmatic Agreement for Department of Homeland Security (DHS) Counter Unmanned Aircraft Systems Undertakings - [Name of Project], [City and/or County, as appropriate], ([Address] or [Latitude], [Longitude] if security allows for disclosure).

Dear [Title] [Last Name]:

Pursuant to Section 106 of the National Historic Preservation Act and its implementing regulations at 36 Code of Federal Regulations (CFR) Part 800, and the *Nationwide Programmatic Agreement Among the Department of Homeland Security, the National Conference of State Historic Preservation Officers, and the Advisory Council on Historic Preservation Regarding Department of Homeland Security Counter Unmanned Aircraft Systems Undertakings* (Agreement), [Component] is notifying your office of the application of the Agreement for the subject referenced undertaking.

[Brief description and location of the undertaking.]

DHS has determined that the proposed undertaking meets the criteria of DHS' Nationwide Programmatic Agreement and is notifying your agency of DHS' intent to use the Agreement to fulfill DHS' Section 106 responsibilities for this undertaking. A DHS employee or contractor that is Secretary of the Interior-qualified in the appropriate discipline shall be providing cultural resources expertise on the use of this Agreement for this Undertaking. Should this undertaking result in a finding of Adverse Effect as determined by the DHS Qualified Professional, DHS will initiate formal consultation with your office on the resolution of adverse effects.

Should you have any objections to DHS' use of this Agreement to fulfill DHS' Section 106 responsibilities, please respond in writing to [Name of Individual with Signature Authority for Section 106 consultations], [Title], [Office], [Component] at [Email address] or [Phone number].

Sincerely,

[Name of Individual with Signature
Authority for Section 106 Consultations]
[Title], [Office]
[Component]
Department of Homeland Security

Appendix F: Notification of Use to SHPOs and THPOs of the Nationwide Programmatic Agreement for Department of Homeland Security Counter Unmanned Aircraft Systems Undertakings

[Date]

[Name]

State Historic Preservation Officer/Tribal Historic Preservation Officer

[Agency Name]

[Address Line 1]

[Address Line 2]

Subject: Notification of Use of the Nationwide Programmatic Agreement for Department of Homeland Security (DHS) Counter Unmanned Aircraft Systems Undertakings - [Name of Project], [City and/or County, as appropriate], ([Address] or [Latitude], [Longitude] if security allows for disclosure).

Dear [Title] [Last Name]:

Pursuant to Section 106 of the National Historic Preservation Act and its implementing regulations at 36 Code of Federal Regulations (CFR) Part 800, and the *Nationwide Programmatic Agreement Among the Department of Homeland Security, the National Conference of State Historic Preservation Officers, and the Advisory Council on Historic Preservation Regarding Department of Homeland Security Counter Unmanned Aircraft Systems Undertakings* (Agreement), [Component] is notifying your office of the application of the Agreement for the subject referenced undertaking.

[Brief description and location of the undertaking.]

A DHS Secretary of the Interior-Qualified Professional (DHS Qualified Professional) in the appropriate discipline has completed the Undertaking Review Form located in Appendix D of the Agreement and determined that the C-UAS Undertaking meets one of the following three categories:

- I. ☐ A DHS Qualified Professional has determined that the undertaking is a ground-mounted C-UAS Undertaking that meets all criteria in Stipulation IV.B, that there are no historic properties within the direct Area of Potential Effect (APE), no sacred sites or traditional cultural properties within the direct or visual APE, and no historic properties affected in the visual APE. The DHS Qualified Professional has also determined that:
- ☐ Ground disturbance is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere; or,

- ☐ Previous assessments or Section 106 consultation within the preceding seven years concluded no archaeological resources were present or expected.
- II. ☐ A DHS Qualified Professional has determined that the undertaking is a C-UAS Undertaking located on a building or structure up to 45 years of age that meets all criteria in Stipulation IV.C.i, that the structure does not meet Criteria Consideration G, that there are no sacred sites or traditional cultural properties within the direct or visual APE, and no historic properties that would be affected within the direct or visual APE. If any ground disturbance will occur, a DHS Qualified Professional has determined that:
- ☐ Ground disturbance is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere; or,
 - ☐ Previous assessments or Section 106 consultation within the preceding seven years concluded no archaeological resources were present or expected.
- III. ☐ A DHS Qualified Professional has determined that the undertaking is a C-UAS Undertaking located on a building or structure over 45 years of age that meets all criteria in Stipulation IV.C.ii., that there are no sacred sites or traditional cultural properties within the direct or visual APE, and no historic properties that would be affected within the direct or visual APE.

The DHS Qualified Professional has either determined that:

- ☐ The subject property does not meet Criteria Consideration G; or
- ☐ The property was previously surveyed for inclusion on the National Register of Historic Places (NRHP) within the past seven years and no historic properties were identified, and the relevant State Historic Preservation Office/Tribal Historic Preservation Office, Tribe, or Native Hawaiian Organization concurred with this finding, and no reevaluation has been determined necessary; or
- ☐ The subject property is Unassessed, Eligible, or Listed on the NRHP but all work will follow the *Secretary of the Interior's Standards* and the Agreement.

If any ground disturbance will occur, a DHS Qualified Professional has also determined that:

- ☐ Ground disturbance is limited to previously disturbed ground where the probability of finding intact archaeological resources is low, based on the qualified professional's expertise, familiarity with the area, and similar geomorphology elsewhere; or,
- ☐ Previous assessments or Section 106 consultation within the preceding seven years concluded no archaeological resources were present or expected.

The proposed C-UAS Undertaking will result in a finding of No Historic Properties Affected, and the terms of the Agreement have been met through completing this notification no less than thirty (30) calendar days prior to project commencement. [Component] has fulfilled its Section 106 responsibilities. In the event of an unanticipated discovery of historic or cultural resources during the undertaking, Stipulation VII of the Agreement would be followed.

If you require additional information or have any questions or concerns, please contact [Name of Individual with Signature Authority for Section 106 consultations], [Title], [Office], [Component] at [Email address] or [Phone number].

Sincerely,

[Name of Individual with Signature
Authority for Section 106 Consultations]
[Title], [Office]
[Component]
Department of Homeland Security

Appendix G: Authorization by a Tribe for Use of this Nationwide Programmatic Agreement on its Tribal Lands

On behalf of the [*name of Tribe*] and as a duly authorized representative of such Tribe, I authorize the Department of Homeland Security (DHS) to utilize their Nationwide Programmatic Agreement for Counter Unmanned Aircraft Systems Undertakings on the Tribal Lands of the [*name of Tribe*]. This authorization is in effect until the withdrawal or termination of the Nationwide Programmatic Agreement, or on the date of receipt by the DHS Federal Preservation Officer (FPO) that the [*name of Tribe*] has rescinded its authorization, which it may do at any time.

For further information, please contact: [*Tribal Point of Contact and Contact Information*].

Signed by:

[Signature]

[Name]

[Title]

[Date]

Acknowledged and accepted by the DHS FPO:

[Signature]

[Name]

[Title]

[Date]

Appendix H: DHS C-UAS Undertaking Best Practices

DHS proposes the following C-UAS Undertaking best practices that may be employed for any C-UAS Undertaking. Best practices included below may be incorporated into C-UAS Undertakings in whole or in part by DHS initiative or by consulting party initiative. Consultation on an undertaking-by-undertaking basis may identify additional best practices or minimization measures to employ for a specific C-UAS Undertaking.

A DHS Qualified Professional shall identify any best practices incorporated into a C-UAS Undertaking in the completed Undertaking Review Form, and DHS shall notify consulting parties of best practices employed, as applicable, in their C-UAS Undertakings that require consulting party review.

- I. A DHS Qualified Professional will coordinate with Federally-recognized Tribes and Native Hawaiian Organizations (NHOs) to the maximum extent feasible when proposed operations would include flying over, deploying from, or conducting controlled landings on tribal or NHO sensitive areas, above-ground historic properties, cultural landscapes, or culturally significant areas (e.g., to identify appropriate launch sites or sensitive resources to avoid).
- II. DHS will avoid conducting controlled landings or flying within one hundred feet vertically and/or horizontally from Tribal or NHO sensitive areas or historically or culturally significant areas (i.e., known historic properties, National Historic Landmarks, cultural landscapes, monuments, or cemeteries), unless necessitated by an emergency or if prior notification to the NPS for National Historic Landmarks and appropriate SHPO or THPO has been completed.
- III. DHS will avoid driving vehicle or vehicular trailer-mounted C-UAS technologies over, or using as a launch or landing site, known archaeological sites, sacred sites, or traditional cultural properties.
- IV. For deployment on historic properties, DHS will consider incorporating the following elements into project planning, as applicable and feasible:
 - A. Deploying C-UAS technologies on secondary elevations; and/or
 - B. Utilizing C-UAS technologies that are similar in color to the existing historic building or structure elements to minimize the visual impact; and/or
 - C. Avoiding using penetrative methods to anchor C-UAS technologies on historic properties, such as by using concrete or water-weighted measures, or, if not feasible, anchoring to mortar or non-historic building materials to avoid damage to historic materials; and/or

- D. Committing to returning the area to its original state if the C-UAS technology is removed in the future, with any repair work following the *Secretary of the Interior's Standards*, and utilizing in-kind or compatible materials; and/or
- E. Keeping C-UAS technologies at or below the maximum height of the building elevation, if it does not impair the functionality of the C-UAS technology; and/or
- F. Recessing C-UAS technologies from the historic property's elevation(s) to avoid protrusion; and/or
- G. Establishing that it is not feasible or prudent to site the C-UAS technology on a non-historic property.

Appendix I: Historic Preservation Points of Contact

Department of Homeland Security Operational and Support Components

1. Countering Weapons of Mass Destruction Office (CWMD)
2. Cybersecurity and Infrastructure Security Agency (CISA)
3. Federal Emergency Management Agency (FEMA)
4. Federal Law Enforcement Training Centers (FLETC)
5. Management Directorate
6. Office of Homeland Security Situational Awareness
7. Office of Intelligence and Analysis
8. Ombudsman Offices
9. Science and Technology Directorate (S&T)
10. Transportation Security Administration (TSA)
11. U.S. Citizenship and Immigration Services (USCIS)
12. U.S. Customs and Border Protection (CBP)
13. U.S. Coast Guard (USCG)
14. U.S. Immigration and Customs Enforcement (ICE)
15. U.S. Secret Service (USSS)

Environmental Planning Branch, Energy and Environment Division, Office of the Chief Readiness Support Officer, Management Directorate - <https://www.dhs.gov/ocrso/eed>

Advisory Council on Historic Preservation

Federal Agency Programs - <https://www.achp.gov/about/offices/ofap>

Federal Preservation Officer List - <https://www.achp.gov/protecting-historic-properties/fpo-list>

National Conference of State Historic Preservation Officers

Directory of State Historic Preservation Officers - <https://ncshpo.org/directory/>

When contacting a State Historic Preservation Office (SHPO), ensure the proper Section 106 correspondence process is followed by visiting each state, the District of Columbia, and U.S. territory webpage. NCSHPO also maintains a list of SHPO webpages in their directory.

National Association of Tribal Historic Preservation Officers

Tribal Historic Preservation Officer List - <https://members.nathpo.org/thpodirectory/>

Tribal Historic Preservation Officers (THPOs) have the responsibilities of SHPOs on Tribal land. While it is expected that the THPO would be copied on tribal correspondence related to this Agreement, if a THPO has been appointed, consultation invitations must be addressed to Tribal Leadership. See the Department of Interior's Tribal Leader Directory link above.

Department of Interior

1. National Historic Landmarks Contact - <https://www.nps.gov/subjects/nationalhistoriclandmarks/contactus.htm>
2. National Register of Historic Places Contact - <https://www.nps.gov/subjects/nationalregister/contactus.htm>
3. Native Hawaiian Organization Complete List - <https://www.doi.gov/hawaiian/NHOL>
4. Tribal Leaders Directory - <https://www.bia.gov/service/tribal-leaders-directory>
5. Tribal Preservation Program, Tribal Historic Preservation Offices - https://grantsdev.cr.nps.gov/THPO_Review/index.cfm