AMENDMENT TO PROGRAMMATIC AGREEMENT BETWEEN

THE UNITED STATES DEPARTMENT OF ENERGY, THE
NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, THE NEW JERSEY BOARD OF
PUBLIC UTILITIES, AND THE NEW JERSEY STATE HISTORIC PRESERVATION OFFICE
REGARDING EECBG, SEP AND WAP UNDERTAKINGS

WHEREAS, on December 11, 2014, The United States Department of Energy (DOE), The New Jersey Department of Community Affairs, and The New Jersey Board of Public Utilities, and The New Jersey State Historic Preservation Office entered into a Programmatic Agreement (Agreement) to fulfill the requirements of Section 106 of the National Historic Preservation Act for certain DOE-funded Undertakings in New Jersey.

WHEREAS, in 2010, as the result of unprecedented funding levels resulting from the implementation of the American Recovery and Reinvestment Act (Recovery Act), DOE, the Advisory Council on Historic Preservation (ACHP), and the National Conference of State Historic Preservation Officers (NCSHPO) developed a first-of-its-kind <u>Prototype Programmatic Agreement</u> (Prototype PA) for National Historic Preservation Act Section 106 reviews;

WHEREAS, the intent of the Prototype PA was to provide DOE, recipients of financial assistance under DOE's Weatherization Assistance Program (WAP), State Energy Program (SEP), and Energy Efficiency Conservation Block Grant (EECBG) program, as applicable, and State Historic Preservation Offices (SHPOs) with a tailored method for complying with Section 106 of the National Historic Preservation Act. DOE, recipients, and SHPOs negotiated and executed subsequent programmatic agreements (subsequent PAs; i.e. this Agreement) in accordance with the Prototype PA;

WHEREAS, the Prototype PA originally provided that each subsequent PA would be valid for three years from the date of execution. As the result of ACHP's Program Comment dated March 11, 2013, however, all subsequent PAs, including this Agreement, were extended through December 31, 2020. (78 FR 16275, 16277);

WHEREAS, ACHP, NCSHPO, and DOE recognize the Prototype PA and subsequent PAs continue to provide great value to DOE, recipients, and SHPOs, notwithstanding expiration of most Recovery Act funding, this amendment extends the use of the Agreement for an additional 10 years; and

WHEREAS, DOE will send a copy of this executed amendment to the ACHP;

NOW, THEREFORE, in accordance with Stipulation XV of the Agreement, the signatories of this Amendment agree as follows:

1. Amend Stipulation XVI so it reads as follows:

This PA will be valid until December 31, 2030, as verified with DOE filing the PA with the ACHP.

SIGNATORIES:

Sheila Y. Oliver Lt. Governor and Commissioner New Jersey Department of Community Affairs	12/9/2020 Date
Joseph Fiordaliso President New Jersey Board of Public Utilities	Date
Katherine J. Marcopul Deputy State Historic Preservation Officer New Jersey Historic Preservation Office	Date
Derek G. Passarelli	Date
Director, Golden Field Office Office of Energy Efficiency and Renewable Energy United States Department of Energy	

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SIGNATORIES:

Director, Golden Field Office

United States Department of Energy

Office of Energy Efficiency and Renewable Energy

Sheila Y. Oliver
Lt. Governor and Commissioner
New Jersey Department of Community Affairs

December 3, 2020

Joseph Fiordaliso
President
New Jersey Board of Public Utilities

Katherine J. Marcopul
Deputy State Historic Preservation Officer
New Jersey Historic Preservation Office

Derek G. Passarelli

Date

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Sheila Y. Oliver	Date
Lt. Governor and Commissioner	
New Jersey Department of Community Affairs	

Joseph Fiordaliso
President
New Jersey Board of Public Utilities

Date

Katherine J. Marcopul 10/5/2020

Katherine J. Marcopul Date

Deputy State Historic Preservation Officer New Jersey Historic Preservation Office

SIGNATORIES:

Derek G. Passarelli Date

Director, Golden Field Office Office of Energy Efficiency and Renewable Energy United States Department of Energy

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Sheila Y. Oliver	Date
Lt. Governor and Commissioner	
New Jersey Department of Community Affairs	
Joseph Fiordaliso	Date
President	
New Jersey Board of Public Utilities	
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Katherine J. Marcopul	Date
Deputy State Historic Preservation Officer	

Derek G. Passarelli Derek G. Passarelli

New Jersey Historic Preservation Office

December 9, 2020

Date

Derek G. Passarelli Director, Golden Field Office Office of Energy Efficiency and Renewable Energy United States Department of Energy

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