Section 106 Flowchart
36 CFR Part 800

Step 1: Initiate Section 106
(800.1, 800.2 & 800.3)
- Identify appropriate SHPOs/THPOs
- Establish undertakings
- Identify other consulting parties
- Plan for public involvement

Step 2: Identify Historic Properties
(800.4)
- Determine scope of efforts
- Define APE
- Identify historic properties
- Evaluate Historic Significance

Step 3: Assess Adverse Effects
(800.5)
- Apply Criteria of Adverse Effect

Step 4: Resolve Adverse Effects
(800.6)
- Continue consultation to avoid, minimize or mitigate
- Notify ACHP and determine ACHP participation

Step 5: Proceed

No Undertaking or No Potential to Cause Effects
- Notify SHPO, Other Interested Parties, & Public

Undertaking Could Cause Effects

No Historic Properties Affected
A) Properties identified - No Effect
B) No properties identified
- Notify SHPO, Other Interested Parties, & Public

Historic Properties Affected
- Notify SHPO, Other Interested Parties, & Public

No Historic Properties Adversely Affected
- Notify SHPO, Other Interested Parties, & Public

Historic Properties Adversely Affected
- Notify SHPO, Other Interested Parties, & Public

SHPO Doesn’t Concur
A) Effect
B) Eligibility

Agency Does Not Concur
Agency Agrees
Agency Disagrees

Agency Seeks ACHP Comment
Not Adverse
Adverse

Address Conditions (If Any)

SHPO Concurs

SHPO Doesn’t Concur
Agency Agrees
Agency Disagrees

Agency Requests ACHP Participation

Memorandum of Agreement

Disagreement: Failure to Resolve Adverse Effects
(800.7)
- Notify SHPO, Other Interested Parties, & Public

Without ACHP

With ACHP

All Concur
All Don’t Concur

Agency Agrees
Agency Disagrees

Termination

(©1/200)