

AMENDMENT TO PROGRAMMATIC AGREEMENT
BETWEEN
THE UNITED STATES DEPARTMENT OF ENERGY, THE HAWAII
ENERGY OFFICE AND
THE HAWAII STATE HISTORIC PRESERVATION OFFICE REGARDING
EECBG, SEP AND WAP UNDERTAKINGS

WHEREAS, on June 1, 2010, The United States Department of Energy (DOE), the Office of Community Services, the State of Hawaii, and The Hawaii Department of Land and Natural Resources, 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 Hawaii.

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 Prototype Programmatic Agreement (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;

WHEREAS, the Hawaii State Energy Office administers the SEP and the EECBG program for the State of Hawaii;

WHEREAS, Hawaii does not utilize the term 'State Historic Preservation Office' in their state government;

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

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

1. Change all references to "State Historic Preservation Office" to the "State Historic Preservation Officer"
2. 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.

2. Change all references to the Office of Community Services" or "(OCS)" to read "the Office of

Community Services and the Hawaii State Energy Office” or “(OCS and HSEO)” such that the Hawaii State Energy Office is also a Recipient.

This Amendment may be executed in counterparts, each of which when so executed shall be deemed an original, but all of which shall together constitute one and the same instrument, it being understood that all parties need not sign the same counterpart. This Amendment is not effective until each party executes the Amendment.

SIGNATORIES:



Joyanie Domingo Dela Cruz
Executive Director
Office of Community Services
Date Nov. 30, 2020

Scott J. Glenn
Chief Energy Officer
Hawaii State Energy Office
Date _____

Alan S. Downer
Administrator, State Historic Preservation Division
Deputy State Historic Preservation Officer
Date _____

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

Community Services and the Hawaii State Energy Office” or “(OCS and HSEO)” such that the Hawaii State Energy Office is also a Recipient.

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SIGNATORIES:

Jovanie Domingo Dela Cruz Date
Executive Director
Office of Community Services

 Dec 1, 2020

Scott J. Glenn Date
Chief Energy Officer
Hawaii State Energy Office

Alan S. Downer Date
Administrator, State Historic Preservation Division
Deputy State Historic Preservation Officer

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:

Jovanie Domingo Dela Cruz
Executive Director
Office of Community Services

Date

Scott J. Glenn
Chief Energy Officer
Hawaii State Energy Office

Date

Alan Downer Dec 11, 2020

Alan S. Downer
Administrator, State Historic Preservation Division
Deputy State Historic Preservation Officer

Date

Derek Passarelli Digitally signed by Derek Passarelli
Date: 2020.12.11 12:09:21 -07'00'

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

Date