

**SECOND AMENDMENT TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE IOWA STATE HISTORIC PRESERVATION OFFICER, AND
THE IOWA DEPARTMENT OF HOMELAND SECURITY AND
EMERGENCY MANAGEMENT**

WHEREAS, the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) developed a Prototype Programmatic Agreement (PPA) pursuant to 36 CFR § 800.14(b)(4) in consultation with the Advisory Council on Historic Preservation (ACHP), and the National Conference of State Historic Preservation Officers (NCSHPO) to more effectively and efficiently implement its Section 106 requirements and to expedite the delivery of FEMA assistance, and to serve as a basis for negotiation of a State-specific Programmatic Agreement with the State Historic Preservation Officer, State Emergency Management Agency, and/or participating Tribe(s); and

WHEREAS, on December 9, 2015, FEMA, the Iowa State Historic Preservation Officer (SHPO), and the Iowa Department of Homeland Security and Emergency Management (IHSEMD) executed a Programmatic Agreement that conforms to the FEMA PPA (2015 Agreement); and

WHEREAS, Stipulation IV.D of the 2015 Agreement stated that it shall remain in effect from the date of execution for a period not to exceed seven (7) years, unless otherwise extended pursuant to Stipulation IV.D.2, or terminated pursuant to Stipulation IV.C.2 or IV.C.4, and therefore the Agreement would have expired on December 8, 2022; and

WHEREAS, on November 21, 2022, FEMA, SHPO, and IHSEMD executed an amendment that extended the 2015 Agreement for an additional calendar year in accordance with Stipulation IV.D.2; and

WHEREAS, FEMA, SHPO, and IHSEMD plan to develop a new Agreement that also conforms to the FEMA PPA, that once executed will supersede and terminate the 2015 Agreement; and

WHEREAS, the new Agreement will not be executed before the 2015 Agreement expires; and

WHEREAS, to minimize delays in the delivery of FEMA assistance, FEMA proposes to extend the 2015 Agreement to cover an additional calendar year in accordance with Stipulation IV.D.2, through an amendment per Stipulation IV.A; and

NOW, THEREFORE, FEMA, SHPO, and IHSEMD agree to amend the 2015 Agreement as follows:

STIPULATION IV. IMPLEMENTATION OF AGREEMENT

C. Duration and Extension

1. The Agreement shall remain in effect from the date of execution of December 9, 2015 for a period not to exceed nine (9) years unless otherwise extended pursuant to Stipulation IV.D.2, or terminated pursuant to Stipulation IV.C.2 or IV.C.4, Severability and Termination. The Agreement shall remain in effect for Declarations made prior to expiration of the Agreement in order to minimize delays in delivery of FEMA assistance.

All other paragraphs of this Agreement remain unchanged, unless previously amended.

SIGNATURES ON THE FOLLOWING PAGES

SIGNATORY PARTY

FEDERAL EMERGENCY MANAGEMENT AGENCY

By: **ANDREA K SPILLARS**
Andrea Spillars, Regional Administrator
FEMA Region 7


Digitally signed by
ANDREA K SPILLARS
Date: 2023.09.29
08:34:49 -05'00'

Date: _____

SIGNATORY PARTY

FEDERAL EMERGENCY MANAGEMENT AGENCY

By: **BRIAN P
WOLTZ**
Brian Woltz, Mitigation Division Director, Acting
FEMA Region 7

 Digitally signed by BRIAN P
WOLTZ
Date: 2023.09.30 09:23:33
-05'00'

Date: _____

SIGNATORY PARTY

FEDERAL EMERGENCY MANAGEMENT AGENCY

By:   Digitally signed by JAY A VAN DER WERFF
Date: 2023.09.29 08:22:59 -05'00'

Jay Van Der Werff, Recovery Division Director, Acting
FEMA Region 7

Date: September 29, 2023

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SIGNATURE ART R R

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FEDERAL EMERGENCY MANAGEMENT AGENCY R R

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TERIL TOYE
Digitally signed by TERIL TOYE
Date: 2023.09.28 07:20:59 -05'00'

By: R R
Teri Toye, Regional Environmental Officer R
FEMA Region 7 R

Date: R R

R

SIGNATORY PARTY

IOWA STATE HISTORIC PRESERVATION OFFICER

By: Heather Gibb
Dr. Heather Gibb, State Historic Preservation Officer
State Historic Preservation Office
Iowa Economic Development Authority

Date: 10/20/2023

SIGNATORY PARTY

**IOWA DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
MANAGEMENT**

John R. Benson

Digitally signed by John R. Benson

Date: 2023.10.02 11:24:28 -05'00'

By: _____

Date: _____

John Benson, Director

Iowa Department of Homeland Security and Emergency Management

SIGNATORY PARTY

**IOWA DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
MANAGEMENT**

Dennis T Harper

Digitally signed by Dennis T
Harper

By: _____

Date: 2023.10.05 14:39:30 -05'00'

Dennis Harper, Recovery Division Administrator

Iowa Department of Homeland Security and Emergency Management