**STREAMLINING AGREEMENTS AND PROCESSES**

**FOR HUD FUNDED TRIBAL PROJECTS**

**Arizona**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 9 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-9-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/note signed April 20, 1990]: Use MOU if your project is located over a Sole Source Aquifer in Arizona.

**Arkansas**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 6 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-6-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration]: Use MOU if your project is located over a Sole Source Aquifer in Arkansas.

**Alaska**

**Endangered Species Streamlining Agreements**

HUD and Tribes must consider both USFWS Programmatic and NFMS Section 7 Guidance for ESA compliance.

* Alaska: [USFWS Alaska Programmatic](https://drive.google.com/file/d/15_1VGb0wc3XZSjIRp4rqj23dc34W_RKF/view?usp=drive_link) [expires December 31, 2025]: Use Programmatic to determine whether your project may affects species or habitats under the jurisdiction of the U.S. Fish and Wildlife Service
* Alaska: [NMFS Section 7 Guidance](https://drive.google.com/file/d/19H86h2ajYnxUcMRqItemssTNWtO48fXw/view?usp=drive_link) [No Set Expiration Date]: Use the NMFS Section 7 Guidance for all projects, even if it located in interior Alaska

**Historic Preservation Streamlining Agreement**

Programmatic Agreement may only be used by Responsible Entities that are Parties to the agreement.

Programmatic Agreement is limited to projects that are located off Tribal Land or on Tribal land if there is no Tribal Historic Preservation Office.

* Alaska: [Historic Preservation checklist](https://drive.google.com/file/d/1LSIfbi4VFolmXLgm87tC9kIocpR_xJ5A/view?usp=drive_link) [No Set Expiration Date]
* Alaska: [Programmatic Agreement](https://drive.google.com/file/d/1PPWRKpY_dPbsJ_cbp54HvwI3MKhM_oNK/view?usp=drive_link) [expires December 31, 2025]
  + Note this agreement can only be used by Responsible Entities that are Parties to the agreement. To become a Party, complete attachment B and submit to SHPO

**California**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 9 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-9-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/note signed April 20, 1990]: Use MOU if your project is located over a Sole Source Aquifer in California.

**Hawaii**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 9 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-9-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/note signed April 20, 1990]: Use MOU if your project is located over a Sole Source Aquifer in Hawaii.

**Idaho**

**Endangered Species Streamlining Agreement**

* Idaho: [ESA No Effect Guidance](https://drive.google.com/file/d/1j0PbmUWVv0Iyu80wHMahYeqLKGLRxAnf/view?usp=drive_link) [No Set Expiration Date]: Use Guidance to determine whether your project may affect species or habitats under the jurisdiction of the U.S. Fish and Wildlife Service and National Marine Fisheries Service.

**Historic Preservation Streamlining Agreement**

Programmatic Agreement may only be used by Responsible Entities that are Parties to the agreement.

This Programmatic Agreement is limited to projects that are located off Tribal Land or on Tribal land if there is no Tribal Historic Preservation Office.

* [Idaho Programmatic Agreement](https://drive.google.com/file/d/16w-gy0dpb1l4RZhzsZei5NCRs-EmfKxX/view) [Expires September 8, 2033]
  + For Parties to the Idaho Programmatic Agreement, please review the [HUD ICRIS Annual Report Guide](https://history.idaho.gov/wp-content/uploads/HUD-Annual-Report-Guide.pdf) and use the [Annual Report template](https://docs.google.com/spreadsheets/d/1EgKEc82bT7Ne8vDfhuZlc21DEdO7CcVn/edit?usp=drive_link&ouid=101994839466081030161&rtpof=true&sd=true) (Excel)

**Sole Source Aquifer Memorandum of Understanding**

* [Idaho Sole Source Aquifer MOU](https://drive.google.com/file/d/1tQx7MCnZts4QhexyANbelfFiLYSTDOtn/view) [No Set Expiration Date]: Use MOU if your project is located over a Sole Source Aquifer in Idaho.

**Louisiana**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 6 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-6-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration]: Use MOU if your project is located over a Sole Source Aquifer in Louisiana.

**Nevada**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 9 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-9-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/note signed April 20, 1990]: Use MOU if your project is located over a Sole Source Aquifer in Nevada.

**New Mexico**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 6 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-6-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration]: Use MOU if your project is located over a Sole Source Aquifer in Arkansas

**New Jersey**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 2 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-2-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/signed 1990]

**New York**

**Sole Source Aquifer Memorandum of Understanding**

* [Region 2 Sole Source Aquifer MOU](https://files.hudexchange.info/resources/documents/Region-2-MOU-Between-HUD-and-EPA.pdf) [No Set Expiration/signed 1990]

**Oklahoma**

**Endangered Species Streamlining Agreement**

* [USFWS No Impact Letter](https://www.fws.gov/sites/default/files/documents/No%20Impacts%20Letter%20August%202022.pdf) [No Set Expiration Date]: Use Letter to document compliance with ESA for actions with no impacts to federally listed species or habitat. Such actions include demolition and construction or placement of single or multifamily residence within a developed lot, rehabilitation or renovation activities associated with existing structures, and purchase and placement of playground equipment within existing parks.

**Oregon**

**Endangered Species Streamlining Agreements**

* Oregon: [ESA Guidance](https://drive.google.com/file/d/1aVeupWO70HZaRORkaiThV3WAXB63o4dJ/view)  [No Set Expiration Date]: Use this Guidance to document a “no effect” finding on ESA and Magnuson-Stevens Fisheries Conservation and Management Act regulated species, their critical habitats, and Essential Fish Habitat. This Guidance also provides the process for section 7 consultation with NMFS and/or USFWS when your project cannot meet the criteria to make a No Effect determination.
* If effects may occur under **NMFS jurisdiction**, use the [NMFS HUD Programmatic Appendices](https://drive.google.com/file/d/1Wk0BLHQSOgL_EP75k4-vtk7Fx1qI-kni/view)  to determine if the project qualifies under the Programmatic Biological Opinion and follow the process for ***Programmatic Consultation***.

**Pennsylvania**

**Historic Preservation Streamlining Agreement**

Programmatic Agreement may only be used by Responsible Entities that are Parties to the agreement.

This Programmatic Agreement is limited to projects that are located off Tribal Land or on Tribal land if there is no Tribal Historic Preservation Office.

* [Pennsylvania Programmatic Agreement](https://files.hudexchange.info/resources/documents/PA-State-of-Pennsylvania-Section-106-PA.pdf) [Expires May 19, 2033]

**Washington**

**Endangered Species Streamlining Agreements**

HUD and Tribes must consider both NMFS Checklist and FWS ESA Guidance for ESA compliance.

* Washington: [NMFS Checklist and Appendices](https://drive.google.com/file/d/1NuBQgamRr0ZbgWYvWH6QnIZSJ-7rMP5G/view?usp=drive_link): Use this Checklist to determine whether a proposed project will have an effect of federally-listed species, designated critical habitat, or essential fish habitat, and the process to follow based on those effect determinations.
* Washington: [FWS ESA Guidance](https://drive.google.com/file/d/1jxSAuS77J6-w19KUVvyUIHM5OkWWcEym/view) [No Set Expiration Date]: Use this Guidance to determine whether a proposed projects has potential to affect federal listed species or designated critical habitat, and the process to follow based on those effect determinations.