

MEMORANDUM

Subject: Issuance of New Regulation on Curation of
Archeological Collections (36 CFR Part 79)

From: Director, Office of Environment and Planning
Washington, D.C. 20590

To: Regional Federal Highway Administrators
Federal Lands Highway Program Administrator

Date: November 26, 1990

Reply to
Attn. of: HEP-42

The National Park Service issued a final regulation entitled "Curation of Federally-Owned and Administered Archeological Collections." The regulation is effective October 12 and is attached for your reference.

A number of field offices have inquired about the regulation and how it might impact our program. These issues are being given close scrutiny by the Environmental and ROW Law Branch and by the Environmental Quality Branch. I will provide you with the results of the analysis as soon as it is available. In the interim, you should refer to the guidance in Chapter 3 of the Environmental Guidebook. Question No. 25 in particular addresses the subject of how Federal funds may be used for curation of recovered materials.

In addition to our published guidance, projects on Federal land managing agencies' lands must be performed in accordance with regulation promulgated by those agencies. Normally the Federal land managing agency will own and curate materials within its ownership.

/ Original Signed By Richard A. Torbick /

For Kevin E. Heanue

Attachment