



# FACILITIES DEVELOPMENT MANUAL

Wisconsin Department of Transportation

## TABLE OF CONTENTS

### Chapter 26: Cultural Resource Preservation

#### Section 26-1 General

- 26-1-1 ..... Introduction
  - 1.1 ..... Originator
  - 1.2 ..... Objective
  - 1.3 ..... Background
  - 1.4 ..... Participants
  - 1.5 ..... Section 106 Duties & Requirements
  - 1.6 ..... Overall Process
- Attachment 1.1 ..... Glossary

#### Section 26-5 Section 106 Process

- 26-5-1 ..... Establishing an Undertaking
  - Attachment 1.1 ..... Establishing an Undertaking
  - Attachment 1.2 ..... Identify and Notify Appropriate Consulting Parties
  - Attachment 1.3 ..... Consultation for Determination of Area of Potential Effects (APE)
  - Attachment 1.4 ..... Identification
  - Attachment 1.5 ..... Evaluation and Results
  - Attachment 1.6 ..... Adverse Effects
  - Attachment 1.7 ..... Resolution of Adverse Effects
  - Attachment 1.8 ..... Implementation
- 26-5-2 ..... Identify Participants, 36 CFR 800.3(c)1
  - 2.1 ..... Projects Located on Federal Lands
  - 2.2 ..... Projects Located on Tribal Lands
  - 2.3 ..... Projects Located on State, Public, or Private Lands
  - 2.4 ..... Notification Requesting Comment and inviting to Consult
- 26-5-3 ..... Consultation for Determination of Area of Potential Effects
- 26-5-4 ..... Identification
- 26-5-5 ..... Evaluation and Results
- 26-5-6 ..... Results of Identification and Evaluation
- 26-5-7 ..... Assessment of Adverse Effects
- 26-5-8 ..... Resolution of Adverse Effects
- 26-5-9 ..... Implementation

#### Section 26-10 Reporting

- 26-10-1 ..... Professional Reporting
  - 1.1 ..... Wisconsin Public Lands Field Archaeology Permit(s)
  - 1.2 ..... ARPA Permit for Federal or Indian Lands
  - 1.3 ..... Tribal Permits for Indian Lands
  - 1.4 ..... Architecture/History Survey Form (A/HSF) (DT1446)
  - 1.5 ..... Archaeological Survey Field Report Form (ASFR) (DT1978) or more detailed Technical Report on Identification Survey
  - 1.6 ..... Archaeological Literature and Records Review (DT 1459)
  - 1.7 ..... Archaeological Site Inventory Form (ASI) [Word or PDF; short form Word or PDF]
  - 1.8 ..... Bibliography of Archaeological Reports Form (BAR) [Word 97, PDF]
  - 1.9 ..... Tribal Historic Preservation Review Worksheet [Contact BTS for Worksheet]
- Attachment 1.1 ..... Tribal Historic Preservation Review Worksheet
- 26-10-5 ..... Project Manager (PM)/Project Sponsor Reporting
  - 5.1 ..... Section 106 Review Form (DT1635)
  - 5.2 ..... Results of Consultation (Tribes and Interested Parties)

- [5.3](#).....Material Excavation Sites, Archaeological Survey Information Transmittal Form (DT1919)
- [5.4](#).....Cemetery/Burial Site Documentation Checklist (DT1614)
- [5.5](#).....Finding of No Adverse Effect (FNAE)
- [5.6](#).....Finding of Adverse Effect (FAE) [also known as Documentation for Consultation (D FOR C)]
- [5.7](#).....Documentation of Completed Commitments for Cultural Resources

**Section 26-20 Compensation Regarding Historic Preservation**

- [26-20-1](#).....Compensation Regarding Historic Preservation

**Section 26-25 Burial Sites & Burial Related Discoveries**

- [26-25-1](#).....General

- [1.1](#).....Objective
- [1.2](#).....Documentation
- [1.3](#).....Process

[Attachment 1.1](#).....Uncataloged Burial Request (Example)

[Attachment 1.2](#).....Cataloged Burial Request (Example)

[Attachment 1.3](#).....Standard Contract (Example)

**Section 26-30 Qualifications**

- [26-30-1](#).....Introduction

- [26-30-5](#).....History/Architecture

- [5.1](#).....Required Education and Training
- [5.2](#).....Required Experience
- [5.3](#).....Desirable Education/Training
- [5.4](#).....Desirable Experience/Knowledge
- [5.5](#).....Other Skills
- [5.6](#).....Job Titles

- [26-30-10](#).....Anthropology/Archaeology

- [10.1](#).....Required Education and Training
- [10.2](#).....Required Experience
- [10.3](#).....Desirable Education/Training
- [10.4](#).....Desirable Experience/Knowledge

- [26-30-15](#).....Tribal Experts

- [15.1](#).....The Roles of Indian Tribes in the Section 106 Process
- [15.2](#).....Tribal Selection of Tribal Experts with Proper Qualifications
- [15.3](#).....Tribal Expert Services May Include but Are Not Limited to the Following
- [15.4](#).....Ethnographers

**Section 26-35 Other Applicable Laws**

- [26-35-1](#).....General

- [26-35-5](#).....Federal Laws, Executive Orders, and Regulations

- [5.1](#).....Related to Historic Properties and Historic Preservation
- [5.2](#).....Additional Orders Related to Consultation

- [26-35-10](#).....State Statutes and Executive Orders

- [10.1](#).....Burial Sites Preservation Law
- [10.2](#).....Historic Preservation Program
- [10.3](#).....Executive Order 39

- [26-35-15](#).....Tribal Laws

- [26-35-20](#).....Treaty Rights

- [20.1](#).....WisDOT Tribal Partnership Agreement, 2005