106 STRONG

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PROTECT THE PUBLIC'S VOICE.

OPPOSE THE BIPARTISAN AMERICAN AFFORDABILITY AND JOBS ACT AND PROTECT SECTION 106

PRESERVING HISTORY, PRESERVING THE LAW

For nearly 60 years, Section 106 has given Americans a voice when federally permitted or funded projects may harm the places that matter to them: historic downtowns, battlefields, sacred sites, and community gathering places. The Senate bill will end that, and **it would not make permitting faster.**

01 IT SILENCES CONSTITUENTS

Federal agencies would no longer notify the public or seek their views before making decisions about historic properties. The public would learn about federal decisions only after they are final. (Imagine finding out about the data center only when the bulldozers arrive.)

02 IT BREAKS TRUST WITH TRIBAL NATIONS

The bill makes Tribal consultation meaningless. It lets federal agencies seize control of Tribal preservation programs that Tribes run on their own lands. It excludes many sites of religious or cultural significance from consideration at all.

03 IT EXCLUDES MOST PROJECTS AND DISCOUNTS HARM

The bill so narrows the definition of a federal "undertaking" subject to the law, as well as what constitutes harm to historic places, that little remains to which to apply the gutted review process. Projects that are owned or controlled by private parties would escape review entirely, even if they get federal funding.

04 IT WILL CAUSE DELAY, NOT PREVENT IT

Key terms are left undefined. Drafters say they couldn't agree so the courts will have to sort it out. Developers are going to destroy places and people are going to find out as they are being destroyed. Communities will protest and the bill provides no way to resolve conflict.

05 IT REMOVES ACCOUNTABILITY

Agencies can decide on their own that "other considerations" outweigh preservation and refuse to consider ways to avoid, minimize, or mitigate harm. (The President can build arches in any community.) The bill also scrambles the legal process for appealing decisions by eliminating one layer of court review.

WHAT'S AT STAKE IN DC / CAPITOL HILL

If the proposal were already law, local groups like the Capitol Hill Restoration Society would not have been able to weigh in recently on the CSX Railroad Tunnel expansion or the South Capitol Street bridge revamp – and will not be allowed speak up for the neighborhood if the Trump takeover of the Union Station Renovation project goes forward. (Trump killed the Biden plan for the station, which did reflect CHRS input, as too costly.)

REAL PERMITTING REFORM DOESN'T NEED TO SACRIFICE THE PLACES AMERICANS LOVE.

Please stand up for your constituents, your state, and Tribal Nations by opposing this bill and work with us to strengthen the Section 106 process in the next Congress.

800+ ORGANIZATIONS

8M+ AMERICANS

60 YEARS BIPARTISAN

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