

The Arizona State Museum in Relation to the State Historic Preservation Office

Patrick D. Lyons, Ph.D., RPA
Director



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Basic Differences:

ASM:

- Created by Territorial Legislature, 1893
- Additional duties assigned via state statute, 1927, 1990
- Ensures compliance of permittees

SHPO:

- Created by federal law (NHPA), 1966
- Duties under state law (SHPA) codified, 1982
- Ensures compliance of state and federal agencies



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ASM's Records versus SHPO's Records:

ASM:

- Administers and maintains records allowing compliance with AAA and ARS § 41-865:
 - **all** archaeological sites on state, county, and municipal lands;
 - **all** human remains and certain classes of objects on state, county, and municipal lands;
 - **all** human remains and funerary objects on private lands

SHPO:

- Administers and maintains records allowing compliance with NHPA and SHPA:
 - properties ***determined eligible for nomination to the state and/or federal register***, regardless of ownership



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ASM Responsibilities by State Statute:

ARS §(§§)	ASM Responsibilities	State Land	Private Land
41-841 41-842 41-843	permitting: check permittee qualifications; monitor compliance with statutes, rules, and permits; review research plans, reports, and records submitted	X	
41-844	burial agreements: consult with tribes; issue burial agreements; monitor compliance with statute, rules, and burial agreements	X	
	in-perpetuity curation of objects and records (also see ARS §15-1631): monitor compliance with collections submission standards in statute, rules, and guidelines; maintain collections in compliance with rules and guidelines	X	
	check qualifications of other public repositories	X	
	make objects and records available for research, exhibit, and loan	X	
41-865	burial agreements: consult with tribes; issue burial agreements; monitor compliance with statute, rules, and burial agreements; remove remains (if necessary)		X



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SHPO Responsibilities by State Statute:

ARS §(§§)	SHPO Responsibilities	State Land	Private Land
41-861 41-863 41-511.04 <i>also NHPA</i>	advise and assist state and federal agencies in carrying out their historic preservation responsibilities	X	X
41-862 41-511.04 <i>also NHPA</i>	cooperate with state agencies in locating, inventorying, and nominating eligible properties under state agency ownership/control to Arizona Register of Historic places	X	
	conduct statewide survey to identify and evaluate historic structures and archaeological sites	X	X
	nominate eligible historic and archaeological properties to the Arizona Register of Historic Places and the National Register of Historic Places	X	X
41-864 <i>also NHPA</i>	review state and federal actions that may affect historic and archaeological properties	X	X



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Steps in the Typical CRM Project:

	Steps in the Process	Actions	Results	SHPO Duties	ASM Duties
A	project proponent or proponent's agent consults regarding planned state or federal agency action	consultation	starts NHPA or SHPA process	X	
B	proponent's cultural resource management consultant identifies historic properties in area of potential effects	consultant qualifications checked	consultant determined qualified		X
		records check	access to records provided*	X	X
		survey to proceed	permit issued		X
		report submitted	report reviewed**	X	X
C	SHPO determines if historic properties are eligible for the state or national register of historic places	register criteria applied	determinations issued	X	
D	adverse effects to historic properties require mitigation	treatment plan/research design	plan/research design reviewed**	X	X
E	proponent's cultural resource management consultant mitigates adverse effects to historic properties	consultant qualifications checked	consultant determined qualified		X
		excavation to proceed	permit issued		X
		burial agreement required	burial agreement issued		X
		submission of objects and records	curation of objects and records		X
		report submitted	report reviewed**	X	X



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ASM and/or SHPO Involvement:

- Landownership
 - Private versus state lands
- Federal nexus
- State agency action
- County or municipal ordinance



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