

As Introduced

**136th General Assembly
Regular Session
2025-2026**

S. C. R. No. 22

**Senator Brenner
Cosponsor: Senator DeMora**

A CONCURRENT RESOLUTION

To urge the United States Congress to oppose proposed 1
changes to Section 106 of the National Historic 2
Preservation Act. 3

**BE IT RESOLVED BY THE SENATE OF THE STATE OF OHIO (THE HOUSE OF
REPRESENTATIVES CONCURRING):**

WHEREAS, Section 106 of the National Historic Preservation 4
Act has, since 1966, required federal agencies to take into 5
account the effects of their actions on historic properties and 6
places, enabled public participation and comment in the process, 7
and empowered state, local, and tribal governments to have a 8
voice in the process; and 9

WHEREAS, The Advisory Council of Historic Preservation has 10
proposed changes to Section 106; and 11

WHEREAS, The proposed changes to Section 106 regulations 12
could significantly reduce meaningful participation by State 13
Historic Preservation Officers, Tribal Historic Preservation 14
Officers, local governments, communities, and other consulting 15
parties; limit consideration of indirect effects and impacts on 16
historic properties and cultural landscapes; provide federal 17
agencies with substantially greater discretion in making key 18
identification, effects, and resolution decisions; and reduce 19

opportunities for public engagement in the review process; and 20

WHEREAS, Ohio is home to countless places of historic and 21
cultural significance, including more than 4,000 listings in the 22
National Register of Historic Places across all 88 counties, 78 23
National Historic Landmarks, the Hopewell Ceremonial Earthworks 24
World Heritage Site, Cuyahoga Valley National Park, over 71,000 25
archaeological sites, and places of importance to Tribal Nations 26
and communities throughout the state; and 27

WHEREAS, The Section 106 process requires federal agencies 28
to take into account the effects of their undertakings on 29
historic properties and provides an opportunity for State 30
Historic Preservation Offices, Tribal Historic Preservation 31
Offices, local governments, communities, and members of the 32
public to participate in identifying historic properties, 33
evaluating effects, and developing solutions that allow projects 34
to move forward while considering impacts to historic and 35
cultural resources; and 36

WHEREAS, Over 600 public, private, and nonprofit 37
organizations have signed an open letter to Congress calling for 38
rejection of the proposed changes; and 39

WHEREAS, It is in the interest of both the state and the 40
nation to preserve Ohio's rich cultural and historic heritage; 41
now therefore be it 42

RESOLVED, That we, the members of the 136th General 43
Assembly of the State of Ohio, urge members of Congress to 44
protect America's heritage and reject the Advisory Council on 45
Historic Preservation's proposed changes to Section 106 of the 46
National Historic Preservation Act; and be it further 47

RESOLVED, That the Clerk of the Senate transmit duly 48
authenticated copies of this resolution to the President Pro 49
Tempore and Secretary of the United States Senate, the Speaker 50

and Clerk of the United States House of Representatives, and to	51
the news media of Ohio.	52