

## Appendix H: Provisions for Cooperative Management

### POSSIBLE PROVISIONS OF MEMORANDA OF UNDERSTANDING AND COOPERATIVE AGREEMENTS

<u>PARTIES TO AGREEMENTS</u>	<u>WHAT THE PARTIES COULD AGREE TO DO</u>			<u>INTERPRETATION</u>
	<u>TRAIL MARKING</u>	<u>MANAGEMENT</u>	<u>DEVELOPMENT</u>	
Federal Agencies National Park Service	Provide each nonfederal managing authority with a set of official markers for its sites or segments of the trail, to be erected in accordance with the marking program presented in the comprehensive plan.	Establish a management entity in the NPS Western Regional Office for overall trail administration and coordination activities. Manage portions of the trail passing through NPS areas.	Develop interpretation at NPS areas as prescribed by the comprehensive plan at NPS expense. Any facilities developed would be in keeping with the site's general management plan.	Provide appropriate public access and interpretation for segments passing through NPS areas, in accordance with the site's general management plan.
Other Federal Agencies (Bureau of Land Management, Forest Service, Corps of Engineers)	Erect and maintain markers on sites or segments within federal areas in accordance with the marking program in the comprehensive plan.	Manage, protect, and maintain federal sites or segments in accordance with the comprehensive plan and any subsequent agreements.	Develop, operate, and maintain trails and support facilities as prescribed by the comprehensive plan (at each agency's expense).	Provide appropriate public access and interpretive opportunities for federal sites or segments (at each agency's expense).
State Agencies and Local Governments	Erect and maintain markers on certified sites or segments in accordance with the marking program in the comprehensive plan. Mark auto tour route.	Manage, protect, and maintain state or locally owned certified sites or segments in accordance with the comprehensive plan or certification.	Develop, operate, and maintain trails and support facilities as prescribed by the comprehensive plan (at each agency's expense) or certification (on a cost-share basis).	Same as above for state and locally managed certified sites or segments (or a cost-share basis).
American Indian Tribes	Erect and maintain markers on certified sites or segments in accordance with the marking program in the comprehensive plan. Mark auto tour route, if appropriate.	Manage, protect, and maintain tribally owned certified sites or segments in accordance with the comprehensive plan or certification.	Develop, operate, and maintain trails and support facilities as prescribed by the comprehensive plan or certification (on a cost-share basis).	Same as above for certified sites or segments owned or managed by tribes (on a cost-share basis).
Landowners, Private Organizations, Corporations, and Individuals	Same as above.	Same as above for privately managed certified sites or segments.	Develop, operate, and maintain trails and support facilities as prescribed by the comprehensive plan (at each agency's expense) or certification (on a cost-share basis).	Same as above for privately managed certified sites or segments (on a cost-share basis).

<u>PARTIES TO AGREEMENTS</u>	<u>WHAT THE PARTIES COULD AGREE TO DO</u>			<u>RULES AND REGULATIONS</u>
	<u>CONSULTATION WITH ADVISORY COUNCIL</u>	<u>RIGHT-OF-WAY AGREEMENTS WITH PRIVATE LANDOWNERS</u>	<u>LAND EXCHANGE OR ACQUISITION</u>	
Federal Agencies National Park Service	Consult with council about trail matters, including transmittal of concerns from managing authorities and returning council's advice to managing authorities.	Outside federal areas consider initiating agreements with owners of critical trail links where state and local governments fail to do so (NTSA, sec. 7[e]).	Consider acquisition of any needed private lands within the exterior boundaries of NPS areas where agreements cannot be consummated (NTSA, sec. 7[d] and 10[c]).	After consulting with affected interests, promulgate regulations as necessary for NPS-managed segments and for proper administration and protection of the trail.
Other Federal Agencies (Bureau of Land Management, Forest Service, Corps of Engineers)	Convey trail management concerns to NPS for transmittal to advisory council.	Seek agreements with owners of high-potential nonfederal lands within federal areas needed for the trail (NTSA, sec. 7[d]).	Consider acquisition of any needed private lands within the exterior boundaries of federal areas where agreements cannot be consummated (NTSA, sec. 7[d] and 10[c]).	Promulgate rules and regulations as may be necessary for managed segments, consistent with overall trail regulations and the comprehensive plan.
American Indian Tribes and Groups	Same as above.	N/A	N/A	Same as above.
State Agencies and Local Governments	Same as above.	Seek agreements with owners of private lands needed for state and locally managed segments that may become certified (NTSA, sec. 7[e]).	Consider acquisition of private lands where agreements cannot be consummated. State funds, including Land and Water Conservation Fund monies, may be used for acquisition (NTSA, sec. 7[e]) provided that state comprehensive outdoor recreation plans reflected trail needs.	Same as above.
Private Organizations, Corporations, and Individuals	Same as above.	Seek agreements with landowners to establish segments that may subsequently be certified.	Consider acquiring lands for segments that may subsequently be certified.	Same as above.

<u>PARTIES TO AGREEMENTS</u>	<u>WHAT THE PARTIES COULD AGREE TO DO</u>			<u>ADDITIONAL LEGISLATIVE AUTHORITY</u>
	<u>TECHNICAL ASSISTANCE</u>	<u>FUNDING</u>	<u>CERTIFICATION AS OFFICIAL SEGMENTS</u>	
Federal Agencies National Park Service	Upon request and as funds permit, provide technical assistance (e.g., national historic landmark program) to managing authorities for planning access, protection, facilities, interpretation, and establishment of rights-of-way for trail segments.	Fund initial set of markers for entire trail. Seek adequate appropriations to carry out overall administrative and technical assistance responsibilities and to develop and manage segments within NPS areas.	Process and take action on requests from federal, state, local, or private interests for certification of segments and sites.	N/A
Other Federal Agencies (Bureau of Land Management, Forest Service, Corps of Engineers)	Request technical assistance as outlined above from NPS and other sources, as needed.	Seek adequate appropriations to carry out responsibility for developing and managing federal segments (NTSA, sec. 10[c]).	N/A	N/A
American Indian Tribes and Groups	Same as above.	N/A	N/A	N/A
State Agencies and Local Governments	Same as above; may provide technical assistance to federal and private entities upon request.	Same as above, including both state, private, and appropriate federal sources, for developing and managing certified segments.	Same as above.	Seek such additional state authority as may be required to obtain and obligate state funds for developing and managing state-owned certified segments.
Private Organizations, Corporations, and Individuals	Same as above for state assistance.	Seek funds from appropriate private, state, or federal sources for developing and managing certified segments that are privately owned.	Same as above.	N/A

WHAT THE PARTIES COULD AGREE TO DO

PARTIES TO AGREEMENTS

FEDERAL REGISTER  
NOTIFICATION

PERIODIC CONSULTATION

Federal Agencies  
National Park Service

Arrange for publication of the official trail route in the *Federal Register* (NTSA, sec. 7(a)); periodically publish notice of additional certified segments and any relocations.

Periodically consult with managing authorities about trail management, including coordination with planning of other conservation programs.

Other Federal Agencies  
(Bureau of Land Management, Forest Service, Corps of Engineers)

Immediately notify NPS of any changes in the status of federal protection components.

Periodically consult with the NPS as outlined above; establish a primary coordinator for the trail.

American Indian Tribes and Groups

Immediately notify NPS of any changes in the status of sites and segments protected by tribes.

Same as above.

State Agencies and Local Governments

Immediately notify NPS of any changes in the status of sites and segments protected by state and local government agencies.

Same as above.

Private Organizations, Corporations, and Individuals

Same as above.

Same as above.

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