

Office of White House Counsel Waiver Certification

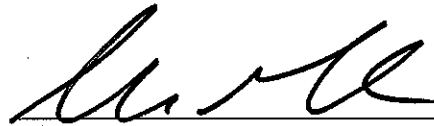
Pursuant to Executive Order 13770, Section 3, and as the President's designee authorized to grant such waiver, I have determined that it is in the public interest to grant a waiver of Section 1, paragraph 6 of the Executive Order to Aimee Jorjani, Chairman of the Advisory Council on Historic Preservation (ACHP) as pertains to meetings with the National Conference of State Historic Preservation Officers (NCSHPO) on program alternatives under Section 106 of the National Historic Preservation Act, 54 U.S.C. § 306108, and its implementing regulations at 36 C.F.R. part 800 (Section 106), notwithstanding the fact that NCSHPO is a former client of Ms. Jorjani. Such program alternatives authorize efficiencies in the Section 106 historic preservation review process regarding projects that are carried out, licensed, or assisted by federal agencies. I have determined that this waiver is required to enable Ms. Jorjani to effectively carry out her duties as Chairman of the ACHP. Absent this waiver, Ms. Jorjani might be restricted for two years, beginning with her appointment date, from meetings involving NCSHPO regarding Section 106 program alternatives, even though NCSHPO is a statutory member of the ACHP. Such meetings are necessary for the Chairman to fully engage in the negotiation and internal deliberations regarding Section 106 program alternatives.

In authorizing this waiver, I have considered that the relevant work that Ms. Jorjani carried out with NCSHPO was a project fully funded, managed, and directed by a federal agency: the National Park Service. I have also considered that NCSHPO is a statutory member of the ACHP, that it is an entity whose members are all State agencies, and that it is led by a State employee.

This waiver does not otherwise affect Ms. Jorjani's obligation to comply with all other pre-existing government ethics rules and other provisions of the Executive Order, and with the commitments she made in her Ethics Agreement pursuant to her nomination for Chairman of the ACHP.

8/27/19

Date



Scott F. Gast
Senior Counsel to the President