

CHAPTER 36  
CERTIFIED LOCAL GOVERNMENT PROGRAM

**223—36.1(303) Purpose.** The program seeks to enrich, develop, and help maintain local historic preservation programs in accordance with the state and federal preservation programs. The aim is to ensure the broadest possible participation of local governments in the program while maintaining standards consistent with the National Historic Preservation Act and the Secretary of the Interior's "Standards and Guidelines for Archaeology and Historic Preservation." Financial and technical assistance are provided to further this purpose.

**223—36.2(303) Regulations.** The Certified Local Government program shall operate in accordance with the National Historic Preservation Act of 1966; Federal Regulations 36 CFR 61, April 13, 1984, and August 30, 1985; National Register Program Guidelines-NPS 49, Chapter 9; Iowa Code sections 303.20 to 303.34; and the guidelines for the program issued by the state historical society of Iowa in "The Certified Local Government Historic Preservation Program in Iowa."

**223—36.3(303) Criteria for certification.** Any local government shall be certified to participate in the program if the state historic preservation officer and the National Park Service certify that the local government meets the following conditions:

1. Secures appropriate county and municipal ordinances or resolutions for the creation of a local historical commission and the conduct of its historic preservation responsibilities;
2. Establishes an adequate and qualified historic preservation review commission by state or local legislation;
3. Maintains a system for the survey and inventory of historic properties that furthers the purposes of historic preservation;
4. Provides for adequate public participation in the local historic preservation program, including the process of recommending properties for nomination to the National Register of Historic Places; and
5. Satisfactorily performs the responsibilities delegated to it under the Act.

**223—36.4(303) Procedure for certification.**

**36.4(1)** The applicant shall contact the certified local government coordinator for program guidelines and application procedures.

**36.4(2)** Review of the certification request for completeness and eligibility shall be conducted by the staff within 30 days. Applicants shall be advised of the results of the review. If the certification request is deemed unsatisfactory, the staff shall advise the applicant and specify the changes that are needed.

**36.4(3)** When a certification application is accepted, a certification agreement shall be sent to the local government for signature.

**36.4(4)** Rescinded IAB 12/6/95, effective 1/10/96.

**223—36.5(303) Funding of certified local governments.** See 223—35.7(303), Iowa Administrative Code.

**223—36.6(303) Other program services.** The state historical society of Iowa provides training for county and local preservation commissions through state and regional conferences, technical assistance, and review of the county or local commission's annual report.

These rules are intended to implement Iowa Code section 303.2 and Iowa Code chapter 303, subchapter II.

[Filed without Notice 5/12/89—published 5/31/89, effective 7/5/89]

[Filed emergency 12/2/93—published 12/22/93, effective 12/2/93]

[Filed 1/27/94, Notice 12/22/93—published 2/16/94, effective 3/23/94]

[Filed 11/17/95, Notice 10/11/95—published 12/6/95, effective 1/10/96]