

or imposes Section 106 responsibilities on the FCC for elements of a RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA undertaking that are unrelated to a communications facility within the FCC's jurisdiction or are beyond the scope of the FCC NPAs.

The Program Comment, as originally issued in October 23, 2009, only covered RUS, NTIA, and the Federal Emergency Management Agency (FEMA). Because of the successful implementation of this Program Comment, as originally issued, the DHS sought to expand its participation beyond FEMA to all of its components which provide federal assistance for the construction and modification of communications towers, and the collocation of communications equipment on existing structures and towers. Five additional agencies, the FRA, which supports railroading with funding that may be used to improve safety and rail infrastructure, the FTA, which provides financial assistance to eligible applicants to support public transportation, FirstNet, an independent authority within the NTIA that was created by Congress in 2012, OSMRE, which supports reclamation and economic growth for abandoned mine lands, and the VA, which provides health, education, disability, funerary, and financial benefits earned by Veterans of the United States Armed Forces, also wished to become part of Program Comment in order to benefit from the efficiencies in the timely delivery of their respective programs.

DHS, FRA, FTA, and OSMRE provide financial assistance to applicants for various undertakings, including the construction of communications towers and collocation of communications equipment on existing facilities. Conversely, FirstNet is the entity responsible for ensuring the building, deployment, and operation of the nationwide public safety broadband network, which will likely include the construction of communications towers and the collocation of equipment on existing facilities. The VA routinely implements telecommunications projects at the medical facilities it operates. DHS, FRA, FTA, FirstNet, OSMRE, and VA must therefore comply with Section 106 for these undertakings. Some of the communications towers and collocated communications equipment assisted by DHS components, FRA, FTA, FirstNet, OSMRE, and VA are also the FCC's undertakings, and therefore undergo Section 106 review governed by the FCC NPAs.

Accordingly, the ACHP amended this Program Comment on September 24, 2015, to add all DHS components, FRA, FTA and FirstNet to the list of agencies subject to the terms of the Program Comment along with RUS, NTIA, and FEMA, and to extend its period of applicability, which originally would have ended on September 30, 2015. The ACHP amended this Program Comment on July 31, 2020, to add OSMRE to the list of agencies subject to the terms of the Program Comment. The ACHP subsequently amended this Program Comment on September 30, 2025, to add VA to the list of agencies subject to the terms of the Program Comment and to further extend its period of applicability, which would have ended on September 30, 2025.

## II. Establishment and Authority

This Program Comment was originally issued by the ACHP on October 23, 2009 pursuant to 36 CFR 800.14(e), and was subsequently amended, effective on September 24, 2015, July 31, 2020, and September 30, 2025, pursuant to its Stipulation VI.

## III. Date of Effect

This Program Comment, as originally issued, went into effect on October 23, 2009. It was subsequently amended to its current version on September 24, 2015, July 31, 2020, and September 30, 2025, effective on those dates respectively.

## IV. Use of This Program Comment To Comply With Section 106 for the Effects of Facilities Construction or Modification Reviewed Under the FCC Nationwide PA and/or the FCC Collocation PA

RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, and VA will not need to comply with Section 106 with regard to the effects of communications facilities construction or modification that has either undergone or will undergo Section 106 review, or is exempt from Section 106 review, by the FCC under the FCC Nationwide PA and/or the FCC Collocation PA. For purposes of this Program Comment, review under the FCC Nationwide PA means the historic preservation review that is necessary to complete the FCC's Section 106 responsibility for an undertaking that is subject to the FCC Nationwide PA.

When an RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA undertaking includes both communications facilities construction or modification components that are covered by the FCC Nationwide PA or Collocation PA and components other than such communications facilities construction or modification, RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA, as applicable, will comply with Section 106 in accordance with the process set forth at 36 CFR 800.3 through 800.7, or 36 CFR 800.8(c), or another applicable alternate procedure under 36 CFR 800.14, for the components other than communications facilities construction or modification. However, RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA will not have to consider the effects of the communications facilities construction or modification component of the undertaking on historic properties.

Whenever RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA uses this Program Comment for such undertakings, RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, or VA will apprise the relevant State Historic Preservation Officer (SHPO) or Tribal Historic Preservation Officer (THPO) of the use of this Program Comment for the relevant communications facilities construction or modification component.

## V. Reporting

No later than March 1, 2016, the FCC, RUS, NTIA, DHS, FRA, FTA, and FirstNet, and in the case of OSMRE no later than February 1, 2021, and in the case of VA no later than April 1, 2026, will inform the ACHP as to the reporting system that they will utilize to

collectively provide annual reports to the ACHP. The intent of the annual reports will be to enable the monitoring of the use of the Program Comment.

## VI. Amendment

The terms of this Program Comment may be amended by the ACHP membership after the ACHP consults with FCC, RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, VA, and other parties, as appropriate. Such amendments will then be published in the **Federal Register**.

However, terms of this Program Comment that solely affect its duration or add a Federal agency to it may be amended by the Chairman of the ACHP after notifying the rest of the ACHP membership in writing and not receiving a written objection therefrom within 10 calendar days, and consulting the FCC, RUS, NTIA, DHS, FRA, FTA, FirstNet, OSMRE, VA, and other parties as appropriate. Such amendments will then be published in the **Federal Register**. If the ACHP Chairman receives an ACHP member written objection within the 10-day period, the amendment shall not be issued by the ACHP Chairman alone but may be issued by the ACHP membership.

Any Federal agency that wishes to take advantage of this Program Comment may notify the ACHP to that effect. An amendment, as set forth above, is needed in order to add such an agency to this Program Comment.

## VII. Sunset Clause

This Program Comment will terminate on September 30, 2030, unless it is amended to extend the period in which it is in effect.

The ACHP may extend the Program Comment for additional five-year increments beyond 2030 through an amendment per Stipulation VI of this Program Comment.

## VIII. Termination

The ACHP may terminate this Program Comment, pursuant to 36 CFR 800.14(e)(6), by publication of a notice in the **Federal Register** thirty (30) days before the termination takes effect.

(END OF DOCUMENT)

*Authority:* 36 CFR 800.14(e).

Dated: March 31, 2026.

**Kelly Fanizzo,**

*General Counsel.*

[FR Doc. 2026-06393 Filed 4-1-26; 8:45 am]

**BILLING CODE 4310-K6-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

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### Reversal of Land Acquisition; Koi Nation of Northern California, Shiloh Site, Sonoma County, California

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** On September 30, 2025, the United States District Court for the District of Northern California, declared the Department of the Interior's (Department) January 13, 2025, decision to acquire in trust 68.60 acres, more or less, of land known as the Shiloh Parcel in Sonoma County, California, for the Koi Nation of Northern California for gaming and other purposes, invalid and vacated the subsequent trust land acquisition announced in the **Federal Register** on January 17, 2025, 90 FR 5980. FINAL JUDGMENT, ECF No. 155, *Federated Indians of Graton Rancheria, v. United States Department of the Interior, et al.* No. 3:24-cv-8582 (N.D. Cal 2025). Consistent with that order, the Department is removing the 68.60 acres, more or less, of land known as the Shiloh Parcel in Sonoma County, California, from trust status and reconveying all right, title and interest in the property back to Sonoma Rose LLC., in fee simple.

**DATES:** This final determination was made on March 27, 2026.

**FOR FURTHER INFORMATION CONTACT:** Mr. Troy Woodward, Acting Director, Office of Indian Gaming, Office of the Assistant Secretary—Indian Affairs, Washington, DC 20240, [IndianGaming@bia.gov](mailto:IndianGaming@bia.gov); (202) 219-4066.

**SUPPLEMENTARY INFORMATION:** On January 13, 2025, the Director, Bureau of Indian Education, exercising authority by delegation of the Assistant Secretary—Indian Affairs made a final agency determination to acquire the Shiloh Parcel, consisting of 68.60 acres, more or less, in trust for the Koi Nation of Northern California under section 5 of the Indian Reorganization Act, 25 U.S.C. 5108, and declared it eligible for gaming under the section 20 of the Indian Gaming Regulatory Act, 25 U.S.C. 2719 (b)(1)(B)(iii).

The Director, Bureau of Indian Education, exercising authority by delegation of the Assistant Secretary—Indian Affairs, on behalf of the Secretary of the Interior, immediately acquired the title to the Shiloh Parcel in the name of the United States of America in trust for the Koi Nation of Northern California upon fulfillment of all Departmental requirements.

On September 30, 2025, United States District Court Judge, Rita F. Lin, ordered the Department to “reverse the land into trust transaction by taking the Shiloh Parcel out of trust.” *Federated Indians of Graton Rancheria, v. United States Department of the Interior, et al.* No. 3:24-cv-8582 (N.D. Cal 2025). Consistent with that order, the Department is removing the 68.60 acres, more or less, of land known as the

Shiloh Parcel in Sonoma County, California, from trust status and returning the property to Sonoma Rose LLC., in fee simple. The legal description for the Site is as follows:

**For APN/Parcel ID(s): 059-300-003-000**

The land referred to herein below is situated in the unincorporated area in county of Sonoma, State of California and is described as follows:

Being a tract of land in Section 20, Township 8 North, Range 8 West, M.D.B. and M. and beginning at an iron pin which marks the ¼ section corner between Sections 19 and 20; thence East along the Northerly line of the Southwest ¼ of said Section 20, a distance of 40.00 chains, more or less, to the center of Section 20; thence South, along the Easterly line of said Southwest ¼, 17.01 chains, more or less, to the Northeast corner of a tract of land conveyed by Elisha C. Mayo to Charles T. Mathisen and Cynthia E. Mathisen, his wife, by Deed dated January 28, 1905 in Book 216 of Deeds at Page 298, Sonoma County Records; thence South 76°15' West, along the Northerly boundary of said tract of land conveyed to said Mathison, 25.69 chains, more or less, to the center of the State Highway leading from Santa Rosa to Healdsburg; thence Northwesterly along the center of said State Highway, 26.85 chains, more or less, to the section line between Section 19 and 20; thence North along said section line, 1.62 chains, more or less, to the point of beginning.

Excepting therefrom that portion thereof conveyed to the County of Sonoma by deed recorded April 25, 1950, in Book 955 at Page 376, Sonoma County Records.

Also excepting therefrom that portion conveyed to the County of Sonoma by Deed recorded October 27, 2006, as Instrument No. 2006132956, of Official Records.

**Authority:** This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 Departmental Manual 8.1.

**William Henry Kirkland III,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### National Park Service

[N7044; NPS-WASO-NAGPRA-NPS0042508; PPWOCRADNO-PCU00RP14.R50000]

### Notice To Rescind a Notice of Inventory Completion: Metropolitan Park District of the Toledo Area, Toledo, OH

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice.

**SUMMARY:** The Metropolitan Park District of the Toledo Area is rescinding two Notices of Inventory Completion (NIC) and one Notice of Inventory Completion Correction published in the **Federal Register** on July 11, 2002, July 9, 2003, and December 9, 2009.

**ADDRESSES:** Send written requests for repatriation of the human remains and associated funerary objects in these notices to Shannon Hughes, Metropolitan Park District of the Toledo Area, 5100 West Central Avenue, Toledo, OH 43615, email [shannon.hughes@metroparkstoledo.com](mailto:shannon.hughes@metroparkstoledo.com).

**SUPPLEMENTARY INFORMATION:** This notice is published as part of the National Park Service's administrative responsibilities under the Native American Graves Protection and Repatriation Act (NAGPRA). The determinations in this notice are the sole responsibility of the Metropolitan Park District of the Toledo Area, and additional information on the determinations in this notice, including the results of consultation, can be found in its inventory or related records. The National Park Service is not responsible for the determinations in this notice.

The Metropolitan Park District of the Toledo Area is rescinding two Notices of Inventory Completion and one Notice of Inventory Completion Correction published in the **Federal Register** on July 11, 2002 (67 FR 45997-45998), July 9, 2003 (68 FR 41014), and December 9, 2009 (74 FR 65148-65149), and all paragraphs are deleted in their entirety. The human remains and associated funerary objects were removed from Lucas County, OH. Transfer of control of the human remains and associated funerary objects in these notices has not occurred.

The Metropolitan Park District of the Toledo Area is responsible for notifying the Absentee-Shawnee Tribe of Indians of Oklahoma; Delaware Nation, Oklahoma; Eastern Shawnee Tribe of Oklahoma; Forest County Potawatomi Community, Wisconsin; Grand Traverse