ADVOCACY GUIDE & BRIEFING PACKET



PRESENTED BY:

PRESERVATION

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National Conference of State Historic Preservation Officers 202-624-5465

IN COOPERATION WITH:

National Association of Preservation Commissions • National Trust for Historic Preservation National Trust Community Investment Corporation • American Cultural Resources Association National Association of Tribal Historic Preservation Officers • Historic Tax Credit Coalition

Welcome to HISTORIC PRESERVATION ADVOCACY WEEK 2018

This Briefing Packet provides information on the key issues historic preservationists will be taking to their Members of Congress. This year's issues focus on the Historic Preservation Fund, the Historic Tax Credit, historic preservation reviews and protections in light of potential infrastructure legislation, and the Historic Preservation Caucus. While all of them are important, we encourage you to carefully consider which issues are most appropriate to bring before your legislators.

For Each Issue You Will Find:

Additional Resources:

- Who to Talk To
- Lists of Relevant Committee Members
- Talking Points
- What to Ask For
- References to Relevant One-Pagers

- Where to Go for More Information
- A Sample Hill Report Form

After 6 years of divided control of the federal government, with the November 2016 election, Republicans gained control of the House, Senate and Presidency. With that, Republicans have been eager to deliver on several legislative priorities, including successfully passing tax reform legislation at the end of 2017. The good news for preservationists is that our message is one that enjoys good bipartisan support: Protect and preserve our American heritage, while generating economic development, leveraging private investment, and creating jobs.

The 2017 and 2018 the Trump Administration's budget requests called for dramatic cuts to the Historic Preservation Fund (HPF). Despite these challenging budgets, we were successful in advocating for increases to the HPF in the FY17 omnibus spending bill. As Congress looks to pass an FY18 omnibus spending bill and begins work on FY19 appropriations, we need to remind legislators of the important work the HPF makes possible; recognizing, saving, and protecting America's shared heritage. Despite chronic underfunding the HPF continues to have a huge impact, including facilitating over \$132 billion (adjusted for inflation) in private investment through the Historic Tax Credit.

Preservationists, developers, and others successfully mobilized across the country to advocate for the protection of the Historic Tax Credit during efforts to reform the tax code. This was no small feat considering the program was slated for elimination in the initial House-passed legislation. Thanks to the numerous members of Congress who vocalized their support, the final version of tax reform legislation retained the 20% Historic Tax Credit. We need to thank our members of Congress for retaining this critically important program and continue to educate legislators about the amazing economic development and community revitalization power of the Historic Tax Credit

As you prepare to make your way to the Hill, we encourage you to talk with your colleagues, ask questions, and exchange ideas. There are many different perspectives to advocacy, and we become more effective when we become aware of the various positions articulated on an issue.

After your Hill visits, please fill out a "Hill Report Form" for each visit and return it to

<u>Preservation Action</u>. One is included in this packet and an electronic version is available online at <u>https://www.surveymonkey.com/r/RWXKC7Y</u>.

HISTORIC PRESERVATION FUND

WHO TO TALK TO:

Your Senators and Representative and members of the Appropriations Committees, especially the House and Senate Interior Appropriations Subcommittees.

WHAT TO REQUEST:

Appropriators: Ask appropriators to adequately fund core programs of the Historic Preservation Fund (HPF).

FY18 Request: Enactment of the House-passed version of the Interior Department bill for the reminder of FY2018: \$47.925 million appropriation State Historic Preservation Offices (SHPOs), \$10.485 million for Tribal Historic Preservation Offices (THPOs), \$13 million for Civil Rights Initiative Competitive Grants, \$5 million for Save America's Treasures, \$4 million for Historically Black Colleges and Universities, and \$500,000 for underrepresented communities.

FY19 Request: \$52 million for State Historic Preservation Officers (including \$2 million for GIS and Data systems that document America's historic resources), \$13.5 million for Tribal Historic Preservation Officers (including \$500,000 for GIS and Data systems), \$13 million for Civil Rights Initiative Competitive Grants, \$5 million for Historically Black Colleges and Universities, \$4.5 million for Save America's Treasures, and \$500,000 for underrepresented communities.

Non-Appropriators: If your member is not on the Appropriations Committee, ask them to voice support for the HPF request listed above to the Chairman and Ranking Member of the Interior appropriations subcommittee. (see side bar).

<u>Tell all House offices to request that they sign onto the Dear Colleague HPF appropriations letter</u>. The House letter will be circulated by Representatives Turner (R-OH) and Blumenauer (D-OR).

TALKING POINTS:

1. Inadequate funding to SHPOs and THPOs impacts preservation activities in your state or district. Examples may include: little to no bricks and mortar rehabilitation grants; inadequate or piecemeal inventory/survey work; and increased turn-around time for Section 106 reviews (at the same time Congress is trying to speed up project delivery); For SHPOs, delayed tax credit certifications; the inability to be a proactive force for community revitalization, and economic investment.

2. State Historic Preservation Offices jointly administer with the NPS the Federal Rehabilitation Tax Credit program which in 2016 alone leveraged \$4.6 billion in private investment and created about 109,000 jobs.

3. Identify projects and programs of interest to your member that will languish without proper funding. Also, reference the Certified Local Government (CLG) program which assists local communities and preservation commissions with training and survey grants funded in part by the HPF.

4. Acknowledge that you understand domestic spending is down because of the budget deficit and the economy. Point out that historic preservation supports job creation and economic development. It is a way for direct local positive impacts.

5. Mention that the source of SHPO and THPO funding is not tax revenue but rather from the Historic Preservation Fund (HPF), funded by Outer Continental Shelf Oil Lease revenues. Every year \$150 million in lease revenue is deposited into the HPF. Ask that these revenues be used for their intended purpose and not sacrificed as a budget-balancing tool.

6. Funding for THPOs has not kept pace with the number of new THPOs added each year, therefore the average award is reduced each year.

HOUSE APPROPRIATIONS Subcommittee on Interior and Related Agencies

Interior and Related Agencies

Chair, Ken Calvert (R-CA) Mike Simpson (R-ID) Tom Cole (R-OK) David Joyce (R-OH) Chris Stewart (R-UT) Mark Amodei (R-NV)

Betty McCollum (D-MN)

Evan Jenkins (R-WV)

Chellie Pingree (D-ME) Derek Kilmer (D-WA) Marcy Kaptur (D-OH)

SENATE APPROPRIATIONS

Subcommittee on Interior, Environment, and Related Agencies

Chair, Lisa Murkowski (R-AK)

Lamar Alexander (R-TN) Thad Cochran (R-MS) Roy Blunt (R-MO) John Hoeven (R-ND) Mitch McConnell (R-KY) Steve Daines (R-MT) Shelly Moore Capito (R-WV)

Ranking, Tom Udall (D-NM)

Dianne Feinstein (D-CA) Patrick Leahy (D-VT) Jack Reed (D-RI) Jon Tester (D-MT) Jeff Merkley (D-OR) Chris Van Hollen (D-MD)

SUGGESTION:

Identify an HPF supported activity or project (i.e. preservation training, grant, tax credit project) in your district that has had a positive economic impact on your community.

FEDERAL TAX INCENTIVES FOR HISTORIC PRESERVATION

WHO TO TALK TO:

Your member of Congress but importantly members of the House Ways and Means Committee and its Subcommittee on Tax Policy, and the Senate Finance Committee.

WHAT TO REQUEST:

Tax reform legislation preserved the 20 percent Historic Tax Credit but changed it so that it is spread over five years at 4 percent per year.

Thank your Representatives and Senators for retaining the 20% Historic Tax Credit during last year's effort to reform the tax code. Continue to educate legislators about the amazing economic development and community revitalization power of the Historic Tax Credit.

TALKING POINTS:

1. Since inception, the HTC has rehabilitated more than 42,000 buildings, created nearly 2.5 million jobs and leveraged \$131.8 billion in private investment nationwide.

2. On average, the credit leverages \$5 dollars of private investment for every \$1 dollar in federal funding creating highly effective public-private partnerships.

3. Historic rehabilitation greatly outperforms new construction in job creation. Rehabilitation project costs are on average 60 percent labor and 40 percent materials compared to new construction.

4. The tax credit currently generates more revenue than it costs. The cumulative \$25.2 billion cost of this program has been more than offset by the \$29.8 billion in federal tax receipts generated by these rehabilitation projects.

5. The HTC has revitalized the historic cores of cities and towns across America, enhancing property values, encouraging additional reinvestment by adjacent owners and augmenting tax revenue for federal, state and local governments.

6. The tax credit is a reliable investment with a recapture rate of only 3/4 of one percent. In other words, more than 99% of tax credit projects are successful, and do not result in the "recapture" of the tax credit for the investor's inability to hold the project for at least five years.

7. Thirty-five states across the country, including Louisiana, Wisconsin, Texas, Ohio, Missouri, North Carolina, and Virginia, recognize the economic development potential of historic rehabilitation and have enacted individual state Historic Tax Credit programs that work in tandem with the federal program.

If your member express interest in the tax credit, let us know on your Hill Report Form and we will follow up with more detailed information.

Visit the National Park Service information table for the 2017 Annual and Statistical Reports on the Historic Tax Credit. It includes breakdowns by state.

HOUSE WAYS AND MEANS

Chair, Kevin Brady (R-TX) Sam Johnson (R-TX) Devin Nunes (R-CA) Dave G. Reichert (R-WA)* Peter J. Roskam (R-IL)* Vern Buchanan (R-FL)* Adrian M. Smith (R-NÉ) Lvnn Jenkins (R-KS) Erik Paulsen (R-NM) Kenny Marchant (R-TX) Diane Black (R-TN) Tom Reed (R-NY) Mike Kelly (R-PA)* Jim Renacci (R-ÓH)* Patrick Meehan (R-PA)* Kristi Noem (R-SD)* George Holding (R-NC)* Jason Smith (R-MO)* Tom Rice (R-SC)* David Schweikert (R-AZ) Jackie Walorski (R-IN) Carlos Curbelo (R-FL) Mike Bishop (R-MI) Darin LaHood (R-IL) Ranking, Richard Neal (D-MA) Sander Levin (D-MI) John Lewis (D-GA) Lloyd Doggett (D-TX)* Mike Thompson (D-CA)* John B. Larson (D-CT)* Earl Blumenauer (D-OR)* Ron Kind (D-WI) Bill Pascrell Jr. (D-NJ) Joseph Crowley (D-NY) Danny Davis (D-IL) Linda Sanchez (D-CA)* Brian Higgins (D-NY) Terri Sewell (D-AL) Suzan DelBene (D-WA)* Judy Chu (D-CA)

SENATE FINANCE COMMITTEE Chair, Orrin Hatch (R-UT)

Chuck Grassley (R-IA) Mike Crapo (R-ID) Pat Roberts (R-KS) Mike Enzi (R-WY) John Cornyn (R-TX) John Thune (R-SD) Richard Burr (R-NC) Johnny Isakson (R-GA) Rob Portman (R-OH) Patrick Toomey (R-PA) Dean Heller (R-NV) Tim Scott (R-SC) Bill Cassidy (R-LA) Ranking, Ron Wyden (D-OR) Debbie Stabenow (D-MI) Maria Cantwell (D-WA) Bill Nelson (D-FL) Robert Menendez (D-FL) Thomas Carper (D-DE) Ben Cardin (D-MD) Sherrod Brown (D-OH) Michael Bennet (D-CO) Robert P. Casey, Jr. (D-PA) Claire McCaskill (D-MO) Mark Warner (D-VA) Sheldon Whitehouse (D-RI)

HISTORIC PRESERVATION AND INFRASTRUCTURE

WHO TO TALK TO:

Your members of Congress

WHAT TO REQUEST:

Remind lawmakers that preservation of our nation's historic resources and repairing our nation's infrastructure are complementary goals.

Many important parts of our nation's infrastructure system either impact historic resources or are historic themselves – and they should be preserved and rehabilitated as part of a comprehensive infrastructure plan. This can be done by using existing regulations that permit programmatic alternatives to Section 106 review and through providing additional resources for survey and digitization of records.

TALKING POINTS:

1. As a comprehensive infrastructure bill moves forward, it is important to remember the lessons of the past. The Federal Aid Highway Act of 1956 which established the Interstate Highway System and the Urban Renewal Program of the 1960s had unintended consequences including the destruction of many historic downtowns throughout America.

2. One of the principal points of the National Historic Preservation Act (NHPA) is to ensure local input into federal decision-making processes. Through consultation with State Historic Preservation Officers (SHPOs), Tribal Historic Preservation Officers (THPOs), and the public, federal projects and undertakings can proceed only with cooperation, consultation, and input from states and local communities. Without this consultation, known as Section 106, Federal agency officials would have the authority to decide what is best for any state – making unilateral decisions that could have a negative impact upon that state, its residents, and its historic resources.

3. Since SHPOs and THPOs maintain inventories of historic resources in their respective jurisdictions and have special expertise in this area, any infrastructure plan should maintain the consultation required under the NHPA. Sidestepping the NHPA would encourage uninformed decision-making, destroy historic resources, and mire projects in controversy - negating any efficiency gained by cutting the review process.

4. We support an efficient process for cultural resource reviews and are confident this can be done without changes to the NHPA. Existing federal regulations authorized under the NHPA provide for a "program alternative" to Section 106 reviews. This permits the creation of a Nationwide Programmatic Agreement or other instruments that allow federal agencies to work with NCSHPO and the Advisory Council on Historic Preservation on alternative processes to streamline Section 106 reviews.

5. An investment in surveying historic resources and digitizing existing survey information would be a cost-effective approach to making sure that the Section 106 review process does not get bogged down by an influx of new projects authorized under an infrastructure plan.

HOUSE TRANSPORTATION COMMITTEE

Chair, Bill Schuster (R-PA)

Don Young (R-AK) John J. Duncan Jr. (R-TN) Frank A. LoBiondo (R-NJ) Sam Graves (R-MO) Duncan Hunter (R-CA) Eric A. Crawford (R-AK) Lou Barletta (R-PA) Blake Farenthold (R-TX) Bob Gibbs (R-OH) Daniel Webster (R-FL) Jeff Denham (R-CA) Thomas Massie (R-KY) Mark Meadows (R-NC) Scott Perry (R-PA) Rodney Davis (R-IL) Mark Sanford (R-SC) Rob Woodall (R-GA) Todd Rokta (R-IN) John Katko (R-NÝ) Brian Babin (R-TX) Garret Graves (R-LA) Barbara Comstock (R-VA) David Rouzer (R-NC) Mike Bost (R-IL) Randy Weber (R-TX) Doug LaMalfa (R-CA) Bruce Westerman (R-AR) Lloyd Smucker (R-PA) John Mitchell (R-MI) John Faso (R-NY) A. Drew Ferguson (R-GA) Brian Mast (R-FL) Jason Lewis (R-MN)

Ranking, Peter Defazio (D-OR)

E. Holmes Norton (D-DC) E. Bernice Johnson (D-TX) Elijah Cummings (D-MD) Rick Larsen (D-WA) Michael Capuano (D-MA) Grace Napolitano (D-CA) Daniel Lipinski (D-IL) Steve Cohen (D-TN) Albio Sires (D-NJ) John Garamendi (D-CA) Henry Johnson Jr. (D-GA) Andre Carson (D-IN) Richard Nolan (D-MN) Dina Titus (D-NV) Sean P. Maloney (D-NY) Elizabeth Etsy (D-CT) Lois Frankel (D-FL) Jared Huffman (D-CA) Cheri Bustos (D-IL) Julia Brownley (D-CA) Frederica Wilson (D-FL) Alan Lowenthal (D-CA) Donald M. Payne Jr. (D-NJ) Brenda Lawrence (D-MI) Mark DeSaulnier (D-CA) Stacey E. Plaskett (D-VI)

SENATE COMMERCE COMMITTEE

Chair, John Thune (R-SD) Roger Wicker (R-MS) Roy Blunt (R-MO) Ted Cruz (R-TX) Deb Fischer (R-NE) Jerry Moran (R-KS) Dan Sullivan (R-AK) Jim Inhofe (R-OK) Mike Lee (R-UT) Ron Johnson (R-WI) Shelley Moore Capito (R-WV) Dean Heller (R-NV) Cory Gardner (R-CO) Todd Young (R-IN)

Ranking, Bill Nelson (D-FL)

Amy Klobuchar (D-MN) Maria Cantwell (D-WA) Richard Blumenthal (D-CT) Brian Schatz (D-HI) Ed Markey (D-MA) Tom Udall (D-NM) Gary Peters (D-MI) Tammy Baldwin (D-WI) Tammy Duckworth (D-IL) Jon Tester (D-MT) Maggie Hassan (D-NH) Catherine Cortez Masto (D-NV)

JOIN THE HISTORIC PRESERVATION CAUCUS

WHO TO TALK TO:

Your member of the U.S. House of Representatives and Senate.

WHAT TO REQUEST:

Ask House members to join the Congressional Historic Preservation Caucus by contacting Jeff Wilson in Rep. Michael Turner's (R-OH) Office (202-225-6465) or Jon Bosworth in Rep. Earl Blumenauer's (D-OR) office at 202-225-4811. If they already are a member, thank them! Encourage the member to note on their website that they are member of the Congressional Historic Preservation Caucus and encourage them to share stories on preservation issues, and historic sites in their district on their websites.

Ask your Senator to lead an effort to create a Senate Historic Preservation Caucus. There is currently no Caucus in the Senate.

TALKING POINTS:

1. The Congressional Historic Preservation Caucus brings together Members of Congress who understand the underappreciated potential of America's historic places. They know that the value of these places is not solely in what they teach us about our history. It is also in what they promise for our future. Heritage tourism, the commercial revitalization of forgotten downtowns, the economically viable rehabilitation and the re-use of historic properties as housing stock are only a few of the ways that history is coming alive in communities across the country.

2. Members of the Congressional Historic Preservation Caucus join together to support and encourage the preservation and thoughtful development of historic places in their districts, states, and as a matter of national policy. The Caucus allows Members to share information and ideas and support legislative and budget matters as they pertain to national, state, and local issues and opportunities in historic preservation.

CURRENT LIST OF CONGRESSIONAL HISTORIC PRESERVATION CAUCUS MEMBERS

Alabama

Bradley Byrne (R)

Arizona

Raul Grijalva (D) Ruben Gallego (D)

California

Susan Davis (D) Barbara Lee (D) Doris Matsui (D)

Colorado

Diana DeGette (D) Scott Tipton (R)

Connecticut Joe Courtney (D) Rosa DeLauro (D) John Larson (D)

D.C. E. Holmes-Norton (D)

Florida Bill Posey (R) Georgia John Lewis (D) David Scott (D)

Guam Madeline Bordallo (D)

lowa Dave Loebsack (D)

Illinois Luis Gutierrez (D) Randy Hultgren (R) Janice Schakowsky (D)

Indiana Andre Carson (D)

Kentucky Brett Guthrie (R) Hal Rogers (R) John Yarmuth (D)

Louisiana Cedric Richmond (D) Massachusetts Michael Capuano (D)

William Keating (D) Stephen Lynch (D) Jim McGovern (D) Richard Neal (D) Niki Tsongas (D) Joseph P. Kennedy III (D)

Maryland Elijah Cummings (D) John Sarbanes (D)

Maine Chellie Pingree (D)

Michigan Sander Levin (D) Fred Upton (R)

Minnesota Keith Ellison (D) Betty McCollum (D) Timothy Walz (D) Missouri Emanuel Cleaver (D)

New Hampshire Ann Kuster (D)

New Jersey Frank LoBiondo (R) Frank Pallone (D) Bill Pascrell (D) Albio Sires (D

New York Joseph Crowley (D) Dan Donovan (R) Brian Higgins (D) Nita Lowey (D)

Carolyn Maloney (D) Jerrold Nadler (D) Jose Serrano (D) Louise Slaughter (D) Paul Tonko (D)

North Carolina G.K. Butterfield (D) David Price (D) Walter Jones (R) Ohio Marcy Kaptur (D) Tim Ryan (D) Steve Stivers (R) <u>Michael Turner (R)</u> Steve Chabot (R)

Oregon Earl Blumenauer (D) Peter DeFazio (D)

Pennsylvania Lou Barletta (R) Robert Brady (D) Mike Doyle (D)

Rhode Island David Cicilline (D) James Langevin (D)

South Carolina James Clyburn (D) Joe Wilson (R)

Tennessee Marsha Blackburn (R) Steve Cohen (D) Jim Cooper (D) Phil Roe (R) Texas

Joe Barton (R) Lloyd Doggett (D) Kay Granger (R) E. Bernice Johnson (D)

Utah Rob Bishop (R)

Virginia Bobby Scott (D) Rob Wittman (R)

Vermont Peter Welch (D)

Washington Adam Smith (D)

West Virginia David McKinley (R)

Wisconsin Gwen Moore (D) Mark Pocan (D)

ADDITIONAL RESOURCES

KNOW YOUR MEMBER

Doing a bit of homework before meeting a legislator or their staff can help with the conversation and build a relationship. You can do this by visiting the legislator's website at <u>www.house.gov</u> or <u>www.senate.gov</u>. Basic information includes biography, committee assignments, top policy priorities, and their track record with preservation and other legislative issues that impact your state and community.

You may find that someone helped establish a National Historic Landmark or provided assistance with a local tax credit project. In some cases, you'll be talking to someone (or more likely their staff) who has no track record with historic preservation at all. Preservation programs may not fall within their immediate subcommittee jurisdiction. Find a way to connect. Share your knowledge of preservation and the district. Share how what you do relates to a given program and what insights and help you can offer.

It is also helpful to see how your legislator gets recognized in local press. If you haven't actually met them, you can at least meet their public persona in media and online.

Knowing your legislator is very similar to knowing a colleague. As you know, in a non-lobbying context, you get to know someone over time based on common interests and goals. Trust is key. Communication with your legislator should be about building a two-way dialogue for information sharing and problem solving. There is always common ground. And, never jump to conclusions based on background or political party. You may miss critical information.

Create an opportunity for more dialogue. If there's an upcoming event in the district, invite the member and/or staff to attend.

DIRECTIONS AND LOCATIONS

The Hamilton Hotel is closest to the McPherson Square metro station (orange, blue, and silver lines).

The Capitol South metro station (orange, blue and silver line) is located on the "House side" very close to the Cannon House Office Building and is about a 10 minute walk to the "Senate side".

If the weather is bad, or you're short on time and want to avoid going through security more than once, you can access the Cannon Building on its southeast corner, then go downstairs to a tunnel that connects with the other two House office buildings.

Suites within the House office buildings are numbered are follows:

Cannon - 3 digits Longworth - 4 digits starting with 1 Rayburn - 4 digits starting with a 2

Be sure to leave enough time between Hill meetings for delays.

The best place to wait for more than 15 minutes is the closest cafeteria. These are in the Rayburn and Longworth House buildings and the Dirksen Senate Office Building.

HELPFUL ONLINE RESOURCES

Advocacy Week Schedule & One-Pagers preservationaction.org/advocacyweek

Preservation-Related Congressional Committee List preservationaction.org/resources/congress

Historic Preservation Caucus List preservationaction.org/resources/congress/caucus

Preservation Action Legislative Updates preservationaction.org/category/legislative-update

Bill Information congress.gov

Historic Tax Credits nps.gov/tps/tax-incentives preservationaction.org/priorities/historic-tax-credits ntcicfunds.com/tax-credit-basics historiccredit.com/

State Historic Preservation Offices nps.gov/shpo ncshpo.org

Tribal Historic Preservation Offices nps.gov/history/tribes/tribal_historic_preservation_officers_program.htm nathpo.org