

**Advisory F202.5 Alterations to Qualified Historic Buildings and Facilities Exception.**

Section 106 of the National Historic Preservation Act requires that a Federal agency with jurisdiction over a proposed Federal or federally assisted undertaking consider the effect of the action on buildings and facilities listed in or eligible for listing in the National Register of Historic Places prior to approving the expenditure of any Federal funds. The Advisory Council on Historic Preservation has established procedures for Federal agencies to meet this statutory responsibility. See 36 CFR Part 800. The procedures require Federal agencies to consult with the State Historic Preservation Officer, and provide for involvement by the Advisory Council on Historic Preservation in certain cases. There are exceptions for alterations to qualified historic buildings and facilities for accessible routes (F206.2.1 Exception 1 and F206.2.3 Exception 6); entrances (F206.4 Exception 2); and toilet facilities (F213.2 Exception 2). These exceptions apply only when the State Historic Preservation Officer or the Advisory Council on Historic Preservation agrees that compliance with requirements for the specific element would threaten or destroy the historic significance of the building or facility.

The AccessAbility Office at the National Endowment for the Arts (NEA) provides a variety of resources for museum operators and historic properties including: the Design for Accessibility Guide and the Disability Symbols. Contact NEA about these and other resources at (202) 682-5532 or [www.arts.gov](http://www.arts.gov).

**F202.6 Leases.** *Buildings or facilities* for which new *leases* are negotiated by the Federal government after the effective date of the revised standards issued pursuant to the Architectural Barriers Act, including new *leases* for *buildings or facilities* previously occupied by the Federal government, shall comply with F202.6.

**EXCEPTIONS:** 1. *Buildings or facilities leased* for use by officials servicing disasters on a temporary, emergency basis shall not be required to comply with F202.6.

2. *Buildings or facilities leased* for 12 months or less shall not be required to comply with F202.6 provided that the *lease* may not be extended or renewed.

**F202.6.1 Joint Use Areas.** *Joint use areas* serving the *leased space* shall comply with F202.6.

**EXCEPTION:** *Alterations and additions to joint use areas* serving the *leased space* shall not be required to comply with F202.2, F202.3, and F202.5 provided that the *alterations* are not undertaken by or on behalf of the Federal government.

**Advisory F202.6.1 Joint Use Areas Exception.** When negotiating a lease, ensure that joint use areas are accessible. Inaccessible joint use areas may prevent access to and from leased space.

**F202.6.2 Accessible Route.** Primary function areas, as defined by Administrator of the General Services Administration, the Secretary of Defense, the Secretary of Housing and Urban Development, and the United States Postal Service, shall be served by at least one *accessible* route complying with F206. *Elements and spaces* required to be *accessible* by F202.6 shall be on an *accessible* route complying with F206.