**THE AGREEMENTS' DECISION TREE**

<table>
<thead>
<tr>
<th>Does the agreement <strong>include</strong> the exchange or expenditure of something of value (for example, funds or services)?</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>YES</strong></td>
</tr>
<tr>
<td><strong>NO</strong></td>
</tr>
<tr>
<td>Is it a non-binding agreement?</td>
</tr>
<tr>
<td><strong>YES</strong> Memorandum of Understanding</td>
</tr>
<tr>
<td><strong>NO</strong> A non-FSM 1580 instrument. Seek advice from appropriate staff area (for example, property transfers).</td>
</tr>
</tbody>
</table>

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**SELECT APPROPRIATE QUESTIONS/RESPONSES**

- Does the FS procure goods and/or services for the direct benefit of the agency?
- Is there a mutual benefit, mutual interest, and cost sharing?
- Does the FS transfer anything of value, such as funds, to a recipient to accomplish a public purpose as authorized by law?
- Will the FS perform a service, or provide goods for a cooperator with cooperator funds?
- Does the project deal with Law Enforcement, Fire Protection, or Roads?

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**ANSWER PRIMARY FOLLOW-UP QUESTIONS**

- With a private vendor?
- With another Federal agency?
- With a college for training and teaching activities?

Does the project cover one of the following:

1. Pollution abatement?
2. Manpower/job training?
3. Publication of forestry history materials?
4. Interpretive associations?
5. Forest protection?
6. Prescribed fire?
7. Watershed restoration and enhancement?

Will the FS cooperatively develop, plan, and implement a project with a cooperator that is mutually beneficial and enhances FS activities?

- Is the FS substantially involved?
- Is the cooperator a Federal agency?

**PRIMARY INSTRUMENT TYPE**

- Contract (non-FSM 1580)
- Interagency Agreement (outgoing funds)
- Cost Reimbursable Agreement
- Participating Agreement
- Challenge Cost Share Agreement
- Grant
- Cooperative Agreement
- Collection Agreement
- Interagency Agreement (incoming funds)
- Cooperative Law Enforcement Agreement
- Cooperative Fire Protection Agreement
- Cooperative Forest Road Agreement

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**Note:** This is a tool. Be sure to consult with FSH 1509.11 and your local G&A specialist for additional information.

**These questions above don’t apply.**