Bureau of Safety and Environmental Enforcement
Interim Policy Document

Effective Date: 12-17-2013 **IPD No: 2013 - 09**
Series: Program
Title: BSEE NEPA Policy

Originating Office: Environmental Enforcement Division (EED)

1. Purpose and Scope. This Interim Policy Document (IPD) establishes the Bureau of Safety and Environmental Enforcement (BSEE) policy and responsibilities regarding compliance with the National Environmental Policy Act (NEPA).

2. Objective. To provide national consistency for how BSEE implements NEPA for the purposes of informing BSEE decision-making.

3. Authorities. The following legal authorities require that BSEE implement NEPA:

A. (42 USC 4321 et seq.) National Environmental Policy Act of 1969, as amended.

B. (43 CFR Part 46) Department of the Interior, Implementation of the National Environmental Policy Act of 1969.

C. (40 CFR Parts 1500-1508) Council on Environmental Quality, Executive Office of the President – Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act.

D. Executive Order 11514, Protection and Enhancement of Environmental Quality, March 5, 1970.

4. References.

A. Memorandum of Agreement between the Bureau of Ocean Energy Management (BOEM) and the Bureau of Safety and Environmental Enforcement, *Environmental and NEPA*, October 3, 2011.

B. NEPA Interdependent Process Touchpoint Procedures, Bureau of Ocean Energy Management and the Bureau of Safety and Environmental Enforcement, October 1, 2011.

C. Council on Environmental Quality, Executive Office of the President. *Report Regarding the Minerals Management Service's National Environmental Policy Act Policies, Practices, and Procedures as They Relate to the Outer Continental Shelf Oil and Gas Exploration and Development.* August 16, 2010.

D. Environmental Enforcement Implementation Team (EEIT) – Internal Report; *Developing a Robust Environmental Inspection and Enforcement Function.* October 2011.

E. Council on Environmental Quality, Executive Office of the President. *Establishing, Applying, and Revising Categorical Exclusions under the National Environmental Policy Act.* November 23, 2010.

F. 516 DM 1. Department of the Interior, Departmental Manual, Environmental Quality Programs, National Environmental Policy Act of 1969, Protection and Enhancement of Environmental Quality, 2009.

G. Council on Environmental Quality, Executive Office of the President. *A Citizen's Guide to the NEPA, Having Your Voice Heard.* December 2007.

H. Council on Environmental Quality, Executive Office of the President. *Collaboration in NEPA, A Handbook for NEPA Practitioners.* October 2007.

I. 516 DM 15. Department of the Interior, Departmental Manual, Environmental Quality Programs, *National Environmental Policy Act of 1969, Managing the NEPA Process*, Minerals Management Service, 2004.

J. The NEPA Task Force, Report to the Council on Environmental Quality. *Modernizing NEPA Implementation.* September 2003.

K. Council on Environmental Quality, Executive Office of the President. Memorandum for the Heads of Agencies: *Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act.* January 2002.

L. Council on Environmental Quality, Executive Office of the President. *Guidance Regarding NEPA Regulations* 48 Fed. Reg. 34,263 (July 28, 1983).

M. Council on Environmental Quality, Executive Office of the President. Memorandum to Agencies: *Forty Most Asked Questions Concerning CEQ's National Environmental Policy Act Regulations.* March 1981.

5. Definitions.

A. Adoption – The process by which an agency relies on another agency's Environmental Impact Statement (EIS) or Environmental Assessment (EA) to provide some or all of the analysis of environmental impacts that might be caused by its own action. An agency may adopt a federal draft or final EIS, or EA, or portions thereof, provided that the document or portions thereof meet the standards of adequacy under the NEPA regulations. A cooperating agency may adopt without recirculating the federal draft or final EIS of a lead agency when, after an independent review of the lead agency's document, the cooperating agency concludes that its comments and suggestions have been satisfied (40 CFR § 1506.3 and 43 CFR § 46.320). The Council on Environmental Quality encourages agencies to put in place a mechanism for adopting environmental assessments prepared by other agencies (48 Fed. Reg. 34,263 (1983)). Under such procedures, the agency could adopt the environmental assessment and prepare a Finding of

No Significant Impact (FONSI) based on that assessment. In doing so, the agency must independently evaluate the information contained therein and take full responsibility for its scope and content.

B. Categorical Exclusion (CE, CatEx, or CX) – Categories of actions that do not individually or cumulatively have a significant effect on the human environment and which have been found to have no such effect in procedures adopted by a Federal agency in implementation of the Council on Environmental Quality regulations and for which, therefore, neither an environmental assessment nor an environmental impact statement is required (40 CFR § 1508.4).

C. Categorical Exclusion Review (CER) – A documented evaluation as to whether a proposed BSEE action is categorically excluded from further NEPA analysis. This includes: (1) a determination as to whether the action fits under the category of actions in an existing CE; and, (2) a determination as to whether extraordinary circumstances exist such that the application of an otherwise appropriate CE is unwarranted for the proposed action (40 CFR § 1508.4).

D. Cooperating Agency – Any federal agency, other than a lead agency, that has jurisdiction by law or special expertise with respect to any environmental impact involved in a proposal (or a reasonable alternative) for a major federal action significantly affecting the quality of the human environment (40 CFR § 1501.6 and 1508.5).

E. Environmental Assessment (EA):

(1) A concise public document that serves to:

(a) Briefly provide sufficient evidence and analysis for determining whether to prepare an EIS or FONSI.

(b) Aid an agency's compliance with NEPA when no EIS is necessary.

(c) Facilitate preparation of an EIS when one is necessary (40 CFR § 1508.9).

(2) Includes brief discussions of the need for the proposal, of alternatives as required by section 102(2)(E) of NEPA, of the environmental impacts of the proposed action and alternatives, and a listing of agencies and persons consulted (40 CFR § 1508.9).

F. Environmental Impact Statement (EIS) – A detailed written statement as required by section 102(2)(C) of NEPA (40 CFR § 1508.11).

G. Finding of No Significant Impact (FONSI) – A document written by a Federal agency that briefly presents the reasons why an action will not have a significant effect on the human environment; thus, an EIS will not be prepared. It includes the EA or a summary of it and notes any other environmental documents related to it (40 CFR § 1501.7(a)(5)). If the EA is included, the finding does not repeat any of the discussion but incorporates it by reference (40 CFR § 1508.13).

H. Incorporation by Reference – The process by which agencies incorporate relevant material into an EIS or EA to cut down on the length of the document without impeding agency and public review of the environmental analysis. The incorporated material is cited in the EIS or EA and its content briefly described. No material may be incorporated by reference unless it is reasonably available for inspection by potentially interested persons within the time allowed for comment. Material based on proprietary data, which is itself not available for review and comment, may not be incorporated by reference (40 CFR § 1502.21).

I. Lead Agency – The agency or agencies preparing or that have the primary responsibility for preparing the EIS or EA (40 CFR § 1501.5 and 1508.16).

J. Major Federal Action – Includes actions with effects that may be major and which are potentially subject to federal control and responsibility, as described in 40 CFR § 1508.18.

K. Mitigation – Mitigation includes the following (40 CFR § 1502.14(f)):

(1) Avoiding the impact altogether by not taking a certain action or parts of an action.

(2) Minimizing impacts by limiting the degree or magnitude of the action and its implementation.

(3) Rectifying the impact by repairing, rehabilitating, or restoring the affected environment.

(4) Reducing or eliminating the impact over time by preservation and maintenance operations during the life of the action.

(5) Compensating for the impact by replacing or providing substitute resources or environments (40 CFR § 1508.20).

L. Record of Decision (ROD) – The final step in the EIS process. The ROD is a document that states what the decision is; identifies the alternatives considered, including the environmentally preferred alternative; and states whether all practicable means to avoid or minimize environmental harm from the alternative selected have been adopted, and if not, why they were not. The ROD adopts and summarizes monitoring and enforcement programs where applicable for any mitigation. In the ROD, the agency discusses all factors, including any considerations of national policy that were contemplated when it reached its decision on whether to, and if so how to, proceed with the proposed action. The ROD is a publicly available document (40 CFR § 1505.2).

6. Policy.

A. *The NEPA Process.* The NEPA process is intended to help public officials make decisions that are based on an understanding of environmental consequences and take actions that protect, restore, and enhance the environment (40 CFR § 1500.1(c)). NEPA requires that federal

agencies perform environmental analyses to determine the environmental consequences of their proposed actions before they act.

B. As established in the MOA between BOEM and BSEE regarding NEPA (paragraph 4.A. above), the following foundational statements apply and will be followed with regard to BSEE's implementation of NEPA:

(1) BSEE must comply with NEPA before making a decision to undertake a major federal action.

(2) BOEM conducts NEPA analysis for BOEM purposes that BSEE may adopt for BSEE purposes. See paragraph 6.F. below and all associated subparagraphs. In these cases:

(a) BSEE will serve as a cooperating agency on BOEM NEPA analysis/documents;

(b) BSEE must ensure that any concerns identified while preparing the EA or EIS are communicated clearly and with sufficient time for BOEM to adequately address them;

(c) BSEE must determine whether the existing NEPA analysis adequately describes the reasonably foreseeable environmental consequences of and alternatives to the federal action BSEE is proposing;

(d) BSEE must issue its own record of adoption and decision documents, e.g., FONSI or ROD; and;

(e) The MOA referenced in paragraph 4.A. above serves as the overarching cooperating agency agreement between BOEM and BSEE. As such, separate cooperating agency agreements for each NEPA analysis are not required.

(3) BOEM conducts environmental analyses on behalf of BSEE. See paragraph 6.G. below.

(4) BSEE must always conduct independent evaluations of BOEM-prepared environmental analyses to determine whether they satisfy BSEE's NEPA obligations before making a decision that constitutes a major federal action.

C. In the BSEE NEPA process, it is the responsibility of EED to:

(1) Ensure that the decision-maker, e.g., District Manager, Regional Director, etc., has the information necessary to fully understand the environmental consequences of the proposed BSEE federal action and any reasonable alternatives to that action.

(2) Confirm that BOEM's NEPA analysis is adequate for BSEE decision-making purposes.

(3) Confirm that the environmental requirements in the associated lease and plan(s) are carried forward and are reflected in the BSEE permit or approval application under review.

(4) Coordinate early, clearly, and continuously with BOEM to ensure all BSEE informational and analytical needs are met to inform BSEE decisions.

(5) Notify the Chief, EED, if the BOEM analysis is inadequate for BSEE to assess the reasonably foreseeable environmental impacts of the BSEE federal action and alternatives.

(6) Provide feedback to BOEM regarding the effectiveness of any mitigation or conditions of approval and identify any necessary modifications as a part of the BOEM / BSEE adaptive management process.

D. BSEE Federal actions that require NEPA analysis include Approvals, Approvals with Modification and/or Conditions, or Disapprovals (Table 1).

Table 1. Bureau of Safety and Environmental Enforcement Permit and Approval Types.

Permit or Approval Type	Regulation Citation
Application for Permit to Drill (APD)[1]	30 CFR §250.410-411 (Form BSEE-0123)
Application for Permit to Sidetrack (AST)[1]	30 CFR §250.410-411 (Form BSEE-0123)
Application for Permit to Bypass (APB)[1]	30 CFR §250.410-411 (Form BSEE-0123)
Application for Permit to Modify (APM)[1]	30 CFR §250.465 and 30 CFR §250.1704(g) (Form BSEE-0124)
Revised Permits associated with APD, AST, APB, and APM (e.g., RPD, RST, RPB, RPM)[1]	Under the same citations and forms as above.
Application for Structure Installation Approval[1]	30 CFR §250.900(b)(1)
Application for Structure Modification Approval[1]	30 CFR §250.900(b)(2)
Application for Lease Term or Right-of-Way Pipeline Installation/Modification (LT/ROW) Approval[2]	30 CFR §250.1000(b)(1) and (2)
Application for Structure Removal[2]	30 CFR §250.1704(a) and (b) [*only (b) is required for GOMR*]
Application for Permit for Modification Using Explosives (APM/RPM)[2]	30 CFR §250.1704(g) (Form BSEE-0124)

[1]If adequate, BSEE adopts the BOEM NEPA analysis associated with the lease and plan or uses a CE.
[2]No BOEM NEPA analyses exist that BSEE may adopt. A permit or approval application triggers an environmental analysis that BOEM will undertake on behalf of BSEE.

E. All BSEE NEPA documents must include the information necessary to satisfy its NEPA obligations. Though BSEE relies on BOEM to conduct NEPA analysis on its behalf for EAs and EISs, BSEE prepares its own CERs, FONSIs, or RODs (Appendices B, C, and D). BSEE does not anticipate routinely adopting EISs or having BOEM perform analyses that require BSEE RODs; however, if BSEE determines that a proposed action has significant impacts, an EIS and a ROD will be necessary. If BSEE determines that an EIS and a ROD are necessary, contact the Chief, EED, for coordination with BOEM regarding resource availability and scheduling.

F. Applications for Permits to Drill, all subsequent well applications (collectively referred to here as APDs), and applications for Structure Installation and Structure Modification approvals result from and are the operational execution of BOEM-approved leases and plans. BOEM conducts programmatic NEPA analysis on lease sales and site-specific NEPA analysis on each plan. If adequate, BSEE may adopt relevant BOEM NEPA analyses to inform BSEE decision-making (see Attachment A, which is a generalized flow of BOEM and BSEE NEPA documents).

(1) BSEE may use a CE, if applicable, or adopt an existing BOEM NEPA analysis, e.g., EA or EIS, for approving APDs and Structure Installation and Modification applications.

(2) When using a CE, BSEE must follow the Categorical Exclusion Review Template (Attachment B).

(3) When adopting an existing NEPA document, BSEE must follow the NEPA adoption process described in the regulations listed in paragraphs 3.B. and C. above and include a record of adoption that documents BSEE's determination that the existing NEPA analysis:

(a) Describes adequately the proposed action; and

(b) Assesses and describes sufficiently the reasonably foreseeable consequences of the BSEE proposed action and reasonable alternatives.

(4) When adopting a NEPA analysis, BSEE must then reach an independent finding concerning the nature and degree of any environmental impacts associated with its proposed action, e.g., FONSI. If BSEE determines that there are no significant impacts, BSEE must use the FONSI template that includes the record of adoption required in paragraph 6.F.(3) above (Attachment C). The FONSI must include the following:

(a) A description of the BSEE proposed action and decision to be made, e.g., permit approval.

(b) A description of the aspects of that action that could have an effect on the environment.

(c) References to all NEPA documents used for the FONSI and where those documents are located.

(d) A summary of the environmental consequences of the BSEE action that were discussed in the existing NEPA analysis.

(e) An explanation of why the decision-maker, taking into account this information, determines that none of these impacts, either separately or in the aggregate, will have a significant effect on the environment.

(f) If the FONSI is a mitigated FONSI, a description of the mitigation measures the decision-maker finds necessary to arrive at the finding of no significant impact.

G. Applications for Lease Term or Right-of-Way Pipeline Installation/Modification approvals, Structure Removal approvals, and Permits for Modification Using Explosives are submitted to BSEE. No BOEM NEPA documents exist that may be adopted by BSEE for these activities. For these activities, BSEE may use a CE, if appropriate, or BOEM conducts the environmental analysis on BSEE's behalf, and if adequate, BSEE uses the analysis for BSEE decision-making (see Attachment A, which is a generalized flow of BOEM and BSEE NEPA documents).

(1) If BSEE plans to use a CE, BSEE must follow the Categorical Exclusion Review Template (Attachment B).

(2) If BOEM prepares an EA on behalf of BSEE, and there are no significant impacts associated with the proposed action, BSEE must issue a FONSI using the FONSI template (Attachment D). The FONSI also must include a statement that BOEM created the NEPA document on behalf of BSEE.

7. Responsibilities

A. The Chief, EED, will:

(1) Implement this policy nationally.

(2) Ensure BSEE NEPA compliance for proposed federal actions that are not included in this policy.

(3) Coordinate with BOEM's Chief, Office of Environmental Programs (OEP), to ensure alignment of BSEE and BOEM NEPA procedures.

(4) When necessary, request that BOEM: 1) modify a NEPA analysis it is preparing, or 2) begin the next level of NEPA analysis (e.g., an EA indicates that an EIS is necessary).

(5) Coordinate with Division Chiefs and Regional Directors to ensure policy implementation and adherence.

(6) Authorize deviation from this policy, as appropriate.

B. The Chief, Office of Offshore Regulatory Programs (OORP), will coordinate with EED to ensure necessary NEPA compliance for OORP activities, e.g., rulemaking.

C. Chief, Oil Spill Response Division (OSRD) will coordinate with EED to ensure necessary NEPA compliance for OSRD activities.

D. Regional Directors will:

(1) Ensure regional personnel comply with this policy.

(2) Help facilitate the NEPA process and ensure that EED personnel receive the necessary information in a timely manner to facilitate and complete the BSEE NEPA process.

(3) Help facilitate coordination with BOEM, as needed.

E. Regional Environmental Officers will:

(1) Comply with this policy and ensure compliance by regionally located EED personnel.

(2) Ensure BSEE coordinates early and continuously and communicates clearly and effectively with BOEM.

(3) Notify the Chief, EED and the associated Regional Director/Supervisor (the decision-maker), when appropriate, about conflicts or issues with implementation of and adherence to this policy.

8. Cancellation.

The IPD will remain in effect until cancelled by incorporation into the BSEE Manual.

Brian M. Salerno
Director, BSEE

Attachment A

Originating Document Submitted to BOEM	BOEM Federal Action	BOEM NEPA Analysis and Corresponding BOEM Finding/Decision	BSEE NEPA Document Based on Existing BOEM NEPA Analysis	Associated BSEE Permit or Approval and BSEE Federal Action
EP, DOCD, DPP submitted by industry to BOEM	Approve, approve with modification, or disapprove of EP, DOCD, DPP	BOEM-specific CE-CER (C)(10)	BSEE-specific CE-CER[2] (C)(12) OR FONSI	Approve, approve with modification, or disapprove Permit to Drill (APD)
		SEA-FONSI		
		EIS-ROD	ROD or CE-CER	
DOCD, DPP submitted by industry to BOEM	Approve, approve with modification, or disapprove DOCD, DPP	BOEM-specific CE-CER (C)(10)	BSEE-specific CE-CER[2] (CE developed; waiting on CEQ review/approval) OR FONSI	Approve, approve with modification, or disapprove application for Structure Installation or Structure Modification
		SEA-FONSI		
		EIS-ROD	ROD or CE-CER	
		BOEM Environmental Analysis Created on Behalf of BSEE	**Corresponding BSEE NEPA Document**	
Application for Permit for Lease Term or Right-of-Way Pipeline Installation/Modification (LT/ROW) from industry submitted to BSEE and then provided to BOEM	None[1]	N/A	BSEE-specific CE-CER[2] (C)(15) OR FONSI	Approve, approve with modification, or disapprove application for Right-of-Way (ROW) or Lease-Term (LT) Pipeline-Installation/Modification
		SEA		
		EIS	ROD	
Application for Structure Removal from industry submitted to BSEE and then provided to BOEM	None[1]	SEA	FONSI	Approve, approve with modification, or disapprove application for Structure Removal
		EIS	ROD	
Application for Permit for Modification Using Explosives (APM/RPM) from industry submitted to BSEE and then provided to BOEM	None[1]	SEA	FONSI	Approve, approve with modification, or disapprove Permit for Modification Using Explosives (APM/RPM)
		EIS	ROD	

[1]BOEM conducts environmental analysis solely for BSEE decision-making. No BOEM federal action = No associated BOEM NEPA finding or decision.
[2]BSEE conducts its own CERs.
APD = Application for Permit to Drill
APM/RPM = Application for Permit to Modify/Revised Permit to Modify
CE = Categorical Exclusion
CEQ = Council on Environmental Quality
CER = Categorical Exclusion Review
DPP = Development Production Plan
DOCD = Development Operations Coordination Document
EP = Exploration Plan
EIS = Environmental Impact Statement
FONSI = Finding of No Significant Impact
LT/ROW = Lease Term/Right-of-Way
ROD = Record of Decision
SEA= Site-specific Environmental Analysis

BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT

Categorical Exclusion Review Template

BSEE proposed federal action: The proposed BSEE federal action is to approve [approve with modification, or disapprove] the Application for a Permit to Drill (APD) submitted by Company X for Well No. 001 in South Petro Area, Block 20; Lease OCS-GXXXX.

Proposed action: The operator proposes to drill the well from a jackup rig, *Herc 212*, in a water depth of 43 ft (13 m).

Proposed CE: 516 DM 15.4 (C)(12), Approval of an APD

BOEM's prior NEPA documents tied to this APD: 516 DM 15.4 C(10) and accompanying CER on Company X's Plan. *Provide citations and links to all BOEM NEPA documents and the EP.*

BSEE prepared this CER to:
(1) Determine whether the action proposed is the same action contemplated in 516 DM 15.4 (C)(12); and (2) Determine whether there are extraordinary circumstances associated with the proposed action such that application of the categorical exclusion is inappropriate (Table 2).

Extraordinary Circumstances: Following is a list of extraordinary circumstances from 43 CFR 46.215 which, if present, preclude categorically excluding the proposed action from NEPA analysis (Table 2). Therefore, an EA or EIS must be developed prior to implementation of the proposed action, if the proposed action triggers a "yes" answer. This extraordinary circumstance review is necessary before use of the categorical exclusion.

Concluding remarks for the decision maker:

Based upon the information in this document, the approval of the APD is categorically excluded from further NEPA analysis pursuant to 516 DM 15.4 (C)(12).

_____ _____

BSEE Regional Environmental Officer
(or alternate title)

Date

Table 2. Extraordinary circumstance review.

Will the proposed activities:	**Answer:**
(a)…have significant impacts on public health or safety?	
(b)…have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (EO 11990); floodplains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas?	
(c)…have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]?	
(d)…have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?	
(e)…establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	
(f)…have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects?	
(g)…have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau?	
(h)…have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species or have significant impacts on designated Critical Habitat for these species?	
(i)…violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment?	
(j)…have a disproportionately high and adverse effect on low income or minority populations (EO 12898)?	
(k)…limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (EO 13007)?	
(l)…contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act (FNWCA) and EO 11122)?	

BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT

FINDING OF NO SIGNIFICANT IMPACT
with
RECORD OF ADOPTION

(*Title of Proposed Action*)

FOR

The Bureau of Safety and Environmental Enforcement (BSEE), as a cooperating agency (*or omit if BSEE is not a cooperating agency*), adopts the Bureau of Ocean Energy Management's Environmental Assessment (EA), *title and any other identifiers*, for BSEE decision-making. Any concerns BSEE raised as a cooperating agency during the process of preparing the EA have been adequately addressed (*or omit this sentence if BSEE is not a cooperating agency*). This EA meets the standards of the Department of the Interior and Council of Environmental Quality regulations.

This FONSI is based on the attached EA (*reference other documents as appropriate*) which has been independently evaluated by BSEE and determined to adequately and accurately discuss the purpose, need, alternatives, environmental issues, and impacts of the proposed action. It provides sufficient evidence and analysis for determining that an EIS is not required, and no supplemental analysis is needed. BSEE takes full responsibility for the accuracy, scope, and content of the attached EA (and other documents as appropriate).

Include a description of the proposed action and demonstrate that it is substantially the same as the action analyzed in the adopted EA, including project location. Address the following:

- *Are the direct, indirect, and cumulative effects (e.g., impacts to air, water quality, animals, etc.) of the proposed action substantially the same as the effects analyzed in the existing EA?*
- *Is there any new information or circumstances concerning the environmental impacts of the proposed action?*
- *If yes, does this substantially change the analysis of the environmental impacts of the action as currently proposed?*
- *Is the range of alternatives analyzed in the existing NEPA document(s) appropriate with respect to the new proposed action, given current environmental concerns, interests, and resource values?*
- *Are the direct, indirect, and cumulative effects that would result from implementation of the new Proposed action similar (both quantitatively and qualitatively) to those analyzed in the existing NEPA documents?*

In the case of mitigated FONSIs, state any mitigation measures associated with the finding. Only include mitigation measures that are not already included in the proposed action or alternatives (40 CFR § 1502.14(f)).

Based on all of these factors, BSEE adopts the referenced EA and determines that BSEE's proposed federal action (*state BSEE federal action*) will not have a significant effect on the human environment.

_____ _____

BSEE Regional Environmental Officer
(or alternate title)

Date

BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT

FINDING OF NO SIGNIFICANT IMPACT

(*Title of Proposed Action*)

FOR

On behalf of the Bureau of Safety and Environmental Enforcement (BSEE), the Bureau of Ocean Energy Management (BOEM) conducted the environmental analysis for the Environmental Assessment (EA), *title and any other identifiers*. This FONSI is based on the attached EA (*reference other documents as appropriate*), which has been independently evaluated by BSEE and determined to adequately and accurately discuss the purpose, need, alternatives, environmental issues, and impacts of the proposed action. It provides sufficient evidence and analysis for determining that an EIS is not required. BSEE takes full responsibility for the accuracy, scope, and content of the attached EA (and other documents as appropriate).

Include a description of the proposed action and the impacts of the action. Describe why the action will not have a significant effect on the human environment. This should include a summary of the breadth of the environmental impacts that would reasonably foreseeably occur (e.g., impacts to air, water quality, animals, etc.) and the various aspects of the proposed action that could affect these resources. In the case of mitigated FONSIs, describe any mitigation measures associated with the finding. Only include mitigation measures that are not already included in the proposed action or alternatives (40 CFR § 1502.14(f)).

Based on all of these factors, BSEE determines that BSEE's proposed federal action (*state BSEE federal action*) will not have a significant effect on the human environment.

_____ _____

BSEE Regional Environmental Officer
(or alternate title)

Date

CLEARANCE RECORD

(SEE INSTRUCTIONS ON REVERSE)

1. TYPE OF DOCUMENT: Interim Policy Document

2. IDENTIFICATION NUMBER (IF ANY): OORP-13-0023

3. SUBJECT/TITLE

BSEE Interim Policy Document (IPD)

4. SUMMARY OF DOCUMENT CONTENTS (if a revision, given rationale for change)

This IPD specified Environmental Enforcement and National Environmental Policy Act Compliance Program.
Outer Continental Shelf (OCS) Activities

5. ORIGINATOR

ORGANIZATION	NAME AND TITLE	TELEPHONE NUMBER	DATE
BSEE, Office of Environmental Enforcement	Charlotte Bennett,secretary	703-787-1702	September 11, 2013

6. CLEARANCES

ROUTING SYMBOL- CODE	ORGANIZATION AND TITLE	SIGNATURE	DATE	INTERNAL CLEARANCE SURNAME	INTERNAL CLEARANCE DATE
MS HE3317	Charles B. Barbee Chief, Environmental Enforcement Division	Charles B Barbee	9/11/13	[illegible]	9/11/13
MS HE 2127	Angela M. Rice BSEE Directives Liaison Officer	Angela Rice	9/11/13		
MS HE 2313	Brenda Taylor BSEE, Acting Directives Officer	Brenda C Taylor	9/13/2013		
MS DE5438	Scott L. Mabry BSEE Associate Director for Administration	Scott L Mabry	9/18/13		
MS DE 5424	Anita F. Childs BSEE Correspondence Unit	[illegible]	9/23/13		
MS 5358	Dennis Daugherty Solicitor's Office	[illegible]	11-[illegible]-13	SMR K. Hawkede	11-14-13 11-25-4.
MS DE5438	Thomas H. Lillie BSEE, Chief of Staff	T. Lillie	10/25/13		
MS DE5438	Allyson Anderson Senior Advisor	[illegible]	12/9/13		
MS DE 5438	Margaret N. Schneider BSEE, Deputy Director	[illegible]	12/9/13		
MS DE 5438	Brian M. Salerno Director	[illegible]	12/17/13		
	Mike Farber	[illegible]	10/24/13		

7. SIGNATURE INFORMATION

NOTE: INDICATE BY STAMP THE NAME OF SIGNING OFFICIAL AND DATE SIGNED.	SIGNED BY	DATE SIGNED

8. FOR USE OF FINAL ACTION OFFICE

AFTER SIGNATURE RETURN TO
Charlotte Bennett, MS HE 3317
OORP-13-0023

ISSUANCE NUMBER ASSIGNED
IPD # 2013-9

Routing Slip for OORP-13-0023

Print Close

Control Information

Control #:	OORP-13-0023	Control Type:	PRGM	Control Date:	6/18/2013
Rec/Int Date:	6/18/2013	Exec Sec #:		LM#:	
Resp Office:	EED	Surname:			
Corr. Date:	6/18/2013	Corr. Type:	OTHER	Corr. Source:	

	Title/Organization:	Last Name:	First Name:
TO:	Director	Watson	James
THROUGH:	ODM		
FROM:	EED	Barbee	Charles

	Title:	Organization:	Date Due:	Date Signed:
FOR SIGNATURE OF:	DIRECTOR	DIR	7/5/2013	

Subject: BSEE Interim PolicY Document (IPD) NEPA Compliance for Outer Continental Shelf (OCS) Activities

Comments:

Action Information

Date Sent ()

Action Office:	OORP	**Action Date:**		**Action Taken:**	
Action Name:		**Send To:**	ODM	**Date Sent:**	
Action Requested:	SIGN	**Due Back:**	7/5/2013		
Comments:					