



US Environmental Protection Agency

Office of Enforcement and Compliance Assurance (OECA)

Federal Interagency Working Group on Environmental Justice National Environmental Policy Act (NEPA)/EJ Resource Compendium

October 29, 2013

Background

The Presidential Memorandum accompanying Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, underscores the importance of procedures under NEPA to “focus Federal attention on the environmental and human health conditions in minority communities and low-income communities with the goal of achieving environmental justice.” Further, the Presidential Memorandum underscores public participation opportunities under NEPA, stating: “Each Federal agency shall provide opportunities for community input in the NEPA process, including identifying potential effects and mitigation measures in consultation with affected communities and improving the accessibility of meetings, crucial documents, and notices.”

Recognizing that NEPA provides an important opportunity to advance the consideration of environmental justice through meaningful engagement of minority, low-income, and tribal populations potentially impacted by Federal actions and thereby improve consideration of alternatives and mitigation measures, the Interagency Working Group on Environmental Justice (IWG) formed the NEPA Committee. The Committee’s purpose is to improve the efficiency of the NEPA process across the Federal government to enhance the consideration of environmental justice through the sharing of best practices and lessons learned. Thus, the NEPA Committee supports Federal agency NEPA implementation precisely to “focus Federal attention on the environmental and human health conditions in minority communities and low-income communities with the goal of achieving environmental justice.”

To help achieve this purpose, the NEPA Committee created the NEPA-EJ Resources Compendium. This document gathers into one place the publically available NEPA- and EJ-related documents from Federal agencies (e.g., regulations, guidance, and circulars), providing hyperlinks to each document for quick access. Each of the links, by agency, provides documents relating to regulations, orders/directives, guidance, EJ Strategic Plans, and other relevant materials. The scope of the collection of materials is based on those federal agencies that are subject to NEPA. These resources are thus designed to support those who prepare, review and comment on NEPA review documents.

This document reflects publically available information that is current as of June 28, 2013. Every effort will be made to incorporate additional, relevant information.

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	REGULATIONS	ORDERS / DIRECTIVES	GUIDANCE	EJ STRATEGIC PLAN / OTHER
ALL		<p>Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations (Feb 1994)</p> <p>Executive Order 13007, Indian Sacred Sites (May 1996)</p> <p>Executive Order 11514, Protection and Enhancement of Environmental Quality (Mar 1970)</p> <p>Executive Order 13175, Consultation and Coordination with Indian Tribal Governments (Nov 2000)</p>	<p>Memorandum for the Heads of All Departments and Agencies: Executive Order on Federal Actions to Address Environmental Justice in Minority and Low-Income Populations (Feb 1994)</p>	<p>National Environmental Policy Act of 1969</p> <p>Memorandum of Understanding on Environmental Justice and Executive Order 12898 (2011)</p> <p>Charter for Interagency Working Group on Environmental Justice</p> <p>Environmental Justice Federal Agency Directory (Aug. 2011)</p> <p>Community-Based Federal Environmental Justice Resource Guide (Aug. 2011)</p> <p>Federal Interagency Working Group on Environmental Justice Webpage</p>
CEQ	<p>CEQ Regulations for Implementing NEPA</p> <p>Due to ongoing work on CEQ’s NEPA website over the next several months, the Department of Energy’s Office of NEPA Policy and Compliance is hosting some CEQ documents. Once CEQ’s NEPA website is fully operational, document hyperlinks will be amended accordingly.</p>		<p>CEQ Regulations for Implementing NEPA</p> <p>Environmental Effects Abroad of Major Federal Actions (Mar 1979)</p> <p>Guidance on Applying Section 404(r) of the Clean Water Act to Federal Projects Which Involve the Discharge of Dredged or Fill Materials into Waters of the U.S., Including Wetlands (Nov 1980)</p> <p>Interagency Consultation to Avoid or Mitigate Adverse Effects on Rivers in the Nationwide Inventory (Aug 1980)</p> <p>NEPA Liaisons and Participants in Scoping (Apr 1981)</p> <p>Forty Most Asked Questions Concerning CEQ’s National Environmental Policy Act Regulations (Mar 1981)</p> <p>Incorporating Biodiversity Considerations into the Environmental Impact Analysis Under the National Environmental Policy Act (Jan 1993)</p> <p>Environmental Justice Guidance Under the National Environmental Policy Act (Dec. 1997)</p> <p>Considering Cumulative Effects Under the National Environmental Policy Act (Jan 1997)</p> <p>Designation of Non-Federal Agencies to be Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act (Jul 1999)</p>	<p>Citizen’s Guide to NEPA: Having Your Voice Heard (Dec 2007)</p>

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			<p>Guidance on the Consideration of Past Actions in Cumulative Effects Analysis (Jun 2005)</p> <p>Aligning National Environmental Policy Act Processes with Environmental Management Systems: A Guide for NEPA and EMS Practitioners (Apr 2007)</p> <p>Collaboration in NEPA: A Handbook for NEPA Practitioners (Oct 2007)</p> <p>Appropriate Use of Mitigation and Monitoring and Clarifying the Appropriate Use of Mitigated Findings of No Significant Impact (Jan 2011)</p> <p>NEPA Guidance on Consideration of the Effects of Climate Change and Greenhouse Gas Emissions (Draft) (Feb 2010)</p> <p>Emergencies and the National Environmental Policy Act (May 2010)</p> <p>Establishing, Applying, and Revising Categorical Exclusions under the National Environmental Policy Act (Nov 2010)</p> <p>Improving the Process for Preparing Efficient and Timely Environmental Reviews Under the National Environmental Policy Act (Mar 2012)</p> <p>NEPA and NHPA: A Handbook for Integrating NEPA and Section 106 (Mar 2013)</p> <p>NEPA and CEQA: Integrating State and Federal Environmental Reviews (Draft) (Mar 2013)</p>	
DHS	<p>Federal Emergency Management and Assistance, Environmental Considerations (44 CFR Part 10)</p>	<p>Coast Guard Commandant Instruction M16475.1D, National Environmental Policy Act Implementing Procedures and Policy for Considering Environmental Impacts (Nov 2000)</p> <p>Department of Homeland Security Directive 023-01, Environmental Planning Program (Apr 2006)</p>	<p>Federal Emergency Management Agency NEPA Desk Reference (May 1996)</p>	<p>Department of Homeland Security Environmental Justice Strategy (Feb 2012)</p> <p>DHS NEPA web page</p> <p>Customs and Border Protection NEPA web page</p> <p>Coast Guard NEPA Hot Topics & Documents web page</p> <p>Federal Emergency Management Agency NEPA web page</p>
DOC		<p>Order DAO 216-6, Implementing the National Environmental Policy Act</p> <p>National Oceanic and Atmospheric Administration Order NAO 216-6, Environmental Review Procedures</p>	<p>National Oceanic and Atmospheric Administration’s National Environmental Policy Act Handbook (May 2009)</p> <p>National Oceanic and Atmospheric Administration Memorandum for the Chiefs of Staff: Requirements of Agencies with Respect to Environmental Justice</p>	<p>Department of Commerce Environmental Justice Strategy (Sep 2011)</p> <p>NOAA NEPA web page</p>

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		for Implementing the National Environmental Policy Act		
DOD	<p>Department of the Army, Environmental Analysis of Army Actions (32 CFR Part 651)</p> <p>Department of the Army, Environmental Analysis of Army Actions: Environmental Justice (32 CFR § 651.17)</p> <p>Army Corps of Engineers, Procedures for Implementing NEPA (33 CFR 230)</p> <p>Department of the Air Force, Environmental Impact Analysis Process (32 CFR Part 989)</p> <p>Department of the Navy, Procedures for Implementing the National Environmental Policy Act (32 CFR Part 775)</p> <p>Defense Logistics Agency Regulation DLAR 1000.22, Environmental Considerations in Defense Logistic Agency Actions</p>		<p>Department of the Army Procedures for the Identification and Involvement of Environmental Justice Populations and Native American Tribal Governments by the Non-Stockpile Chemical Material Product (Feb 2001)</p> <p>Army NEPA Glossary (Jun 2006)</p> <p>Department of the Army NEPA Analysis Guidance Manual (May 2007)</p>	<p>Department of Defense Strategy on Environmental Justice (Mar 1995)</p>
DOE	<p>National Environmental Policy Act Implementing Procedures (10 CFR Part 1021)</p>		<p>Glossary of Terms Used in NEPA Documents (Sep 1998)</p> <p>Department of Energy Recommendations for the Preparation of Environmental Assessments and Environmental Impact Statements (Dec 2004)</p> <p>Recommendation for the Supplemental Analysis Process (Jul 2005)</p>	<p>Frequently Asked Questions on Department of Energy's National Environmental Policy Act Regulations (Aug 1998)</p> <p>Environmental Justice Strategy (May 2008)</p> <p>DOE EJ web page</p> <p>DOE NEPA web page</p> <p>DOE NEPA Guidance & Requirements web page</p>
DOI	<p>Implementation of the National Environmental Policy Act of 1969 (43 CFR Part 46)</p>	<p>National Park Service Director's Order 12, Conservation Planning, Environmental Impact Analysis</p>	<p>Department of the Interior Departmental Manual, Environmental Quality Programs, National Environmental Policy Act (516 DM 1-15)</p>	<p>Department of the Interior Environmental Justice Strategic Plan 2012-2017 (Mar 2012)</p>

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		and Decision Making	Department of the Interior Departmental Manual, Environmental Quality Programs, . Communication of Fish and Shellfish Consumption Advisories (515 DM 5) Indian Affairs, National Environmental Policy Act Guidebook (Aug 2012) Department of the Interior Environmental Memoranda Series Environmental Compliance Memorandum ECM 95-3, National Environmental Policy Act Responsibilities under the Departmental Environmental Justice Policy (May 1995) Environmental Compliance Memorandum ECM 97-2, Departmental Responsibilities for Indian Trust Resources and Indian Sacred Sites on Federal Lands (May 1997) Environmental Statement Memorandum ESM 13-9, Procedures for Implementing Public Participation and Community-Based Training (Jan 2013) Bureau of Reclamation, NEPA Handbook (Feb 2012) Bureau of Land Management, Land Use Planning Handbook (Mar 2005) Bureau of Land Management, National Environmental Policy Act Handbook (Jan 2008) Fish & Wildlife Service, National Environmental Policy Act Reference Handbook (Sep 1999)	Bureau of Land Management Socioeconomics Program web page Department of the Interior Environmental Justice Directory Department of the Interior NEPA web page Bureau’s NEPA web pages DOI EJ web page
DOJ	Procedures for Implementing the National Environmental Policy Act (28 CFR Part 61)		Guidance Concerning Environmental Justice (Feb 1994) Department of Justice Community Oriented Policing Service, Guidance for Preparing Environmental Assessments	Environmental Justice Strategy DOJ EJ web page
DOL	Department of Labor National Environmental Policy Act Compliance Procedures (29 CFR Part 11)			Environmental Justice Strategy (Feb 2012)
DOT	Federal Transit Administration, Environmental Impact and Related Procedures (23 CFR Part 771) Federal Highway Administration, Environmental Impact and Related Procedures (23 CFR Part 771)	Federal Aviation Administration Order 1050.1E, CHG, Environmental Impacts: Policies and Procedures (Mar 2006) Federal Aviation Administration Order 5050.4B, National Environmental Policy Act	DOT Environmental Justice Emerging Trends and Best Practices Guidebook (Nov 2011) Guidance on Environmental Justice and NEPA (Dec 2011) Federal Transit Administration, Circular FTA C 4703.1, Environmental Justice Policy Guidance for Federal Transit Administration Recipients (Aug 2012)	Department of Transportation Environmental Justice Strategy (Mar 2012) Federal Highway Administration, Environmental Justice Case Studies

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	<p>Federal Railroad Administration, Procedures for Considering Environmental Impacts (May 1999)</p> <p>National Highway Traffic Safety Administration, Procedures for Considering Environmental Impacts (49 CFR Part 520)</p> <p>Surface Transportation Board, Procedures for Implementation of Environmental Laws (49 CFR Part 1105)</p>	<p>Implementing Instructions for Airport Actions (Apr 2006)</p> <p>Department of Transportation Order 5610.2(a), Final DOT Environmental Justice Order (May 2012)</p> <p>Federal Highway Administration Order 6640.23A, Actions to Address Environmental Justice in Minority and Low-Income Populations (Jun 2012)</p> <p>Maritime Administration Order 600-1, Procedures for Considering Environmental Impacts (Jul 1985)</p> <p>Federal Motor Carrier Safety Administration Order 5610.1, National Environmental Policy Act Implementing Procedures and Policy for Considering Environmental Impacts (Mar 2004)</p>	<p>Federal Aviation Administration, Environmental Desk Reference for Airport Actions (Oct 2007)</p>	<p>Federal Highway Administration, Environmental Justice in NEPA Case Studies</p> <p>Federal Highway Administration, Environmental Justice and NEPA in the Transportation Arena: Project Highlights</p> <p>DOT EJ web page</p> <p>FHWA EJ web page</p> <p>FTA EJ web page</p> <p>FTA NEPA web page</p>
ED				<p>Department of Education Environmental Justice Strategy (Sep 2011)</p> <p>Dept. of Ed EJ web page</p>
EPA	<p>Procedures for Implementing the Requirements of the National Environmental Policy Act and Assessing the Environmental Effects Abroad of EPA Actions (40 CFR Part 6)</p>		<p>Policy and Procedures for the Review of Federal Actions Impacting the Environment (Oct 1984)</p> <p>Pollution Prevention – Environmental Impact Reduction Checklists for NEPA/309 Reviewers (Jan 1995)</p> <p>Final Guidance For Incorporating Environmental Justice Concerns in EPA’s NEPA Compliance Analyses (Apr 1998)</p> <p>Consideration of Cumulative Impacts in EPA Review of NEPA Documents (May 1999)</p> <p>Final Guidance for Consideration of Environmental Justice in Clean Air Act 309 Reviews (Jul 1999)</p> <p>Sociodemographic Data Used for Identifying Potentially Highly Exposed</p>	<p>Plan EJ 2014 (Sept 2011)</p> <p>Environmental Justice web page</p> <p>Environmental Justice Considerations in the NEPA Process web page</p> <p>National Environmental Policy Act Policy and Guidance web page</p> <p>Disproportionate Environmental Health Impacts Papers published in American Journal of Public Health</p>

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			<p>Populations (Jul 1999)</p> <p>Integrated Federal Interagency Environmental Justice Action Agenda (Nov 2000)</p> <p>EPA Statutory and Regulatory Authorities Under Which Environmental Justice Issues May Be Addressed in Permitting (Dec 2000)</p> <p>Interim Guidance on Considering Environmental Justice During the Development of an Action (Jul 2010)</p> <p>Addressing Environmental Justice through Reviews Conducted Pursuant to the National Environmental Policy Act (NEPA) and Section 309 of the Clean Air Act (Apr 2011)</p> <p>Plan EJ 2014 Legal Tools (Dec 2011)</p>	<p>EPA EJ web page</p>
FERC	<p>Regulations Implementing the National Environmental Policy Act (18 CFR 380)</p>			
GSA	<p>Environmental Considerations in Decision Making (65 FR 69558)</p>	<p>GSA Directive ADM 1072.1, Policy Toward Native American and Alaskan Tribes (Nov 1999)</p> <p>GSA Directive ADM 1095.1E, Environmental Considerations in Decision Making (Oct 1999)</p> <p>GSA Directive ADM 1095.5, Consideration of Wetlands in Decision Making (Jan 2001)</p> <p>GSA Directive ADM 1095.6, Consideration of Floodplains in Decision Making (Feb 2003)</p>	<p>NEPA Desk Guide (Oct 1999)</p> <p>Environmental Framework for Real Property Disposal (Jul 2004)</p>	<p>GSA Environmental Justice Strategy</p> <p>GSA NEPA web page</p>
HHS	<p>General Administration Manual Part 30: Environmental Protection, National Environmental Policy Act Review</p> <p>Food and Drug Administration, Environmental Impact Considerations (21 CFR Part 25)</p>	<p>Establishment by the National Institutes of Health of Categorical Exclusions Under the National Environmental Policy Act (Jan 2000)</p>	<p>Environmental Review Manual for Indian Health Service Programs (Jan 2007)</p>	<p>2012 Environmental Justice Strategy and Implementation Plan (Feb 2012)</p> <p>HHS EJ web page</p> <p>CDC Office of Minority Health and Health Disparities web page</p>
HUD	<p>Protection and Enhancement of</p>		<p>Manual for HUD Staff to Conduct an Environmental Review</p>	<p>2012-2015 Departmental</p>

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	Environmental Quality (24 CFR Part 50) Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities (24 CFR Part 58)		Acceptable Separation Distance Guidebook Environmental Assessment Guide for Housing Projects (Jun 1985) The Noise Guidebook (Sep 1991) Choosing an Environmentally Safe Site (Sep 2006)	Environmental Justice Strategy (Mar 2012) HUD EJ web page
NRC	Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions (10 CFR Part 51)		Environmental Standard Review Plan (Oct 1999) Environmental Standard Review Plans for Nuclear Power Plants Supplement 1: Operating License Renewal (Jun 2013) Policy Statement on the Treatment of Environmental Justice Matters in NRC Regulatory and Licensing Actions (Aug 2004) Environmental Review Guidance for Licensing Actions Associated with NMSS Programs (Aug 2003)	U.S. Nuclear Regulatory Commission Environmental Justice Strategy (Mar 1995) NRC Nuclear Materials Environmental Reviews NEPA web page
NSF	Compliance with the National Environmental Policy Act (45 CFR Part 640)			
TVA	Tennessee Valley Authority. Procedures for Compliance with the National Environmental Policy Act			
USDA	Department of Agriculture. National Environmental Policy Act (7 CFR Part 1B) Forest Service. National Environmental Policy Act Compliance (36 CFR Part 220) Agricultural Research Service. Procedures for Implementing National Environmental Policy Act (7 CFR Part 520) Animal and Plant Health Inspection Service. National Environmental Policy Act Implementing Procedures (7 CFR Part 372)	Department of Agriculture Regulation 5600-002. Environmental Justice (Dec 1997)		USDA Environmental Justice Strategic Plan: 2012-2014 (Feb 2012) Farm Service Agency EJ web page Forest Service NEPA web page Natural Resources Conservation Service NEPA web page

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	Farm Service Agency, Compliance with the National Environmental Policy Act (7 CFR Part 799) Natural Resources Conservation Service, Compliance with NEPA (7 CFR Part 650) Rural Utilities Service, Environmental Policies and Procedures (7 CFR Part 1794)			
VA	Environmental Effects of the Department of Veterans Affairs Actions (38 CFR Part 26)		NEPA Interim Guidance for Projects (Sep 2010)	Environmental Justice Strategy (Feb 2012)