

**Attachment 5A(1)**

**Explanatory Note for Department of Defense Report  
February 1, 2010**

DoD continues to work with the DoD Components to ensure the data quality and accuracy for this report on the status of NEPA compliance for projects and activities funded under Division A of the American Recovery and Reinvestment Act of 2009 (ARRA).

This report is cumulative for DOD NEPA actions on ARRA funded projects/activities through December 31, 2009. Total number of ARRA Funded Projects / Activities is 4,536.

The Department has not experienced (or reported) instances of substantial delays in NEPA review process. DoD has completed NEPA analysis for 4501 ARRA projects requiring action under NEPA. DoD completed 4,301 NEPA reviews using Categorical Exclusions (CE), 107 Environmental Assessments (EA) with a Finding of No Significant Impact (FONSI). Each of the four projects that required an Environmental Impact Statement (EIS) has a signed Record of Decision. There are 54 projects that DoD will be evaluating in the future with an undetermined NEPA status. These projects have been prioritized by the DoD Components and the level of NEPA analysis will be provided in future reports.

Clarification on information submitted in the spreadsheet:

DoD has 4,536 ARRA funded projects, of which 4,501 require action under NEPA.

NEPA was identified as not applicable for 35 projects / activities. This is an increase of 6 since the third report. One project is a study and the remaining 5 projects are for designs only.

DoD has completed 4301 Categorical Exclusion actions. This is an increase from 4,161 in the previous report.

DoD completed 107 Environmental Assessment actions under the ARRA. This is a decrease from 112 in the second report because DOD determined that a categorical exclusion or an EIS, rather than an environmental assessment, was the appropriate level of NEPA analysis for 5 projects.

Total Environmental Impact Statement actions were increased to 4. The Army determined that analysis for the project Replace Troop Training Quarters is covered by an existing EIS rather than a new EA.

During this period, DoD withdrew 20 projects from the ARRA process. This was due to Air Force obtaining Congressional approval to remove repair and maintenance projects from the ARRA project effort.

There are no pending NEPA reviews for DoD ARRA projects. Previous reports by DoD listed many pending projects due to an error in our reporting. The operational needs of the facility were being addressed in priority order and additional future projects were being reported internally of when NEPA work will be done rather than actual initiation of NEPA work. This information remained in our database and propagated to our ARRA reports. We have corrected the error in this report.

**NEPA Benefit:**

***Energy Conservation Investment Program***

The Department continues to pursue specific planning. Design and construction projects have allocated a total of \$120M to our Energy Conservation Investment Program. This program is designated for ARRA projects that reduce energy and water usage and include proposed construction of high efficiency energy systems. DoD benefited from the NEPA reviews by requiring a separate look at the project planning stage to identify impacts and alternatives in support of sustainability, energy conservation and reducing energy and water costs.