

Attachment 4A(1)

Explanatory Note for Department of Defense (DOD) Report November 2, 2011

DoD is pleased to submit 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). DoD worked with the DoD Components during the duration of the reporting period to ensure the quality and accuracy of the data contained in the report. This is the final report required of CEQ by Congress.

This report is cumulative for DOD NEPA actions on ARRA funded projects and activities through September 30, 2011. The Department increased its total number of ARRA Funded Projects by 2, from 4,838 to 4,840. (See Table #1: *DOD Status Summary*).

DoD has withdrawn 233 projects originally proposed for the ARRA, which is the same as the last reporting period. All of these projects were withdrawn because the project was included as part of a larger project, was replaced by a more valuable project, did not meet requirements, or was not executable. None of these projects were withdrawn due to environmental concerns or delays in the process associated with NEPA requirements. The Department has not experienced (nor reported) instances of substantial delays in the NEPA review process.

DoD has completed 4,687 NEPA analysis actions for the 4,607 ARRA projects determined to require action under NEPA (See Table #4: *Projects and Actions by status and NEPA type*). DoD completed these NEPA reviews using 4,567 Categorical Exclusions (CE), 116 Environmental Assessments (EA) with a Finding of No Significant Impact (FONSI) and four Environmental Impact Statements (EIS). Each of the projects that required an EIS has a signed Record of Decision. There are no projects for which DoD determined that NEPA was not applicable.

Benefits of the NEPA Process

The DoD Components provided the following benefits of the NEPA process with regards to their projects:

- “Process increased awareness of need to consider and incorporate environmental requirements” was provided by both the Marine Corps and the Marine Corps Reserves for all of their projects.
- “NEPA process provided a check and balance system to ensure the project did not adversely impact the environment or cultural resources” was provided by the Army National Guard for all of their projects.

Clarification on information submitted in the spreadsheet:

DoD has 4,840 ARRA funded projects, of which 4,607 ARRA funded projects were determined to require actions under NEPA. (See Table #2: *ARRA Projects vs. Actions by NEPA type*) The remaining 233 projects were withdrawn. Of the 4,607 projects determined to require action under NEPA, 13 projects required more than one action, for a total of 4,687 NEPA actions.

DoD identified 4,488 ARRA projects that completed 4,567 Categorical Exclusion actions. This is an increase of 2 from the previous report.

There are no pending Categorical Exclusions actions, unchanged from the previous report. DoD identified 115 ARRA projects that require 116 Environmental Assessment actions. DoDs completed these 116 Environmental Assessment actions under the ARRA. This is unchanged from the previous report.

No Environmental Assessment actions are pending.

DoD has identified four projects requiring an Environmental Impact Statement. This is the same as the previous report. DoD has completed four Environmental Impact Statements under the ARRA, which is the same four as in the previous report.

No Environmental Impact Statements are pending.

There are no projects reported with a NEPA not applicable determination.

During this period, DoD withdrew no projects from the ARRA process for a total of 233 withdrawn projects overall. This number is unchanged from the previous report. These withdrawals were due to reconsideration of ARRA projects, resulting in the removal of some repair and maintenance projects from the ARRA project effort for various programmatic or budgeting reasons. None of these projects were withdrawn due to environmental concerns or delays in the NEPA process.

Table #1: DOD Status Summary
 (From October 17 report, data current as of September 30)

DoD's NEPA Status Summary				
		July 15 2011	October 17 2011	Change (July-October)
Number of ARRA Funded Projects	Total	4,838	4,840	2
	Section 1609(c) reportable	4,918	4,920	0
NEPA Status totals by Action	withdrawn	233	233	0
	done	4,685	4,687	2
	pending	0	0	0
Status of Completed Federal Environmental Reviews	yes	4,605	4,607	2
	NA	0	0	0
	no	0	0	0
Designated "Type of NEPA Action"	ce	4,565	4,567	2
	ea	116	116	0
	eis	4	4	0
	Total NEPA Actions (ce + ea + eis)	4,685	4,687	2
	NEPA NA	0	0	0
	Undetermined*	0	0	0
	Total Projects not designated as NEPA Actions (NEPA NA + Undetermined)	0	0	0

*Reported total # of undetermined ARRA funded projects (Not undetermined NEPA Actions).

Table #2: ARRA Projects vs. Actions by NEPA type
 (From October 17 Report, data current as of September 30)

October 17 th	# of ARRA Projects	# of NEPA Actions per Project	Total Actions
CE	4476	1	4476
CE	4	2	8
CE	2	3	6
CE	2	4	8
CE	1	6	6
CE	1	10	10
CE	1	14	14
CE	1	39	39
Total CEs	4488		4567
EA	114	1	114
EA	1	2	2
Total EAs	115		116
EIS	4	1	4
Total EISs	4		4
Subtotal	4607		4687
<i>withdrawn (No NEPA action)</i>	233	1	233
<i>Undetermined NEPA Status</i>	0		0
Total	4840		4920

Table #3 ARRA Projects vs. Actions by NEPA type

July 15 th	# of ARRA Projects	# of NEPA Actions per Project	Total Actions
Done	4594	1	4594
Done	2	2	4
Done	3	2	6
Done	2	3	6
Done	2	4	8
Done	1	6	6
Done	1	10	10
Done	1	14	14
Done	1	39	39
Total Done	4607		4687
Withdrawn	233	1	233
Undetermined	0		0
Total	4840		4920

Table #4: Projects and Actions by status and NEPA type

July 15 th	Done Projects	Pending Projects	Total Projects	Done Actions	Pending Actions	Total Actions
ce	4488	0	4488	4567	0	4567
ea	115	0	115	116	0	116
eis	4	0	4	4	0	4
total	4607	0	4607	4687	0	4687

###