PMC-EF2a
(2.04.02)

U.S. DEPARTMENT OF ENERGY
EERE PROJECT MANAGEMENT CENTER
NEPA DETERMINATION

RECIPIENT: State Energy Conservation Office **STATE:** TX

PROJECT TITLE : Program Year 2012 State Energy Program Formula Grant

Funding Opportunity Announcement Number	Procurement Instrument Number	NEPA Control Number	CID Number
DEFOA0000643	DEFG2607NT43205	GFO-0043205-001	NT43205

Based on my review of the information concerning the proposed action, as NEPA Compliance Officer (authorized under DOE Order 451.1A), I have made the following determination:

CX, EA, EIS APPENDIX AND NUMBER:
Description:

A9 Information gathering, analysis, and dissemination	Information gathering (including, but not limited to, literature surveys, inventories, site visits, and audits), data analysis (including, but not limited to, computer modeling), document preparation (including, but not limited to, conceptual design, feasibility studies, and analytical energy supply and demand studies), and information dissemination (including, but not limited to, document publication and distribution, and classroom training and informational programs), but not including site characterization or environmental monitoring. (See also B3.1 of appendix B to this subpart.)
A11 Technical advice and assistance to organizations	Technical advice and planning assistance to international, national, state, and local organizations.

Rational for determination:

The U.S. Department of Energy (DOE) provided $1,642,000.00 of federal funding to the Texas State Energy Office (SEO) under the DOE's Annually Appropriated State Energy Program (SEP) for 2012. The SEO will match the federal funding with $741,997.00 in state funds. Additionally, the SEO will carry over $3,616,245.00 in Recovery Act SEP funds.

The SEO proposes to fund the following market titles:

Efficiency Grants and Technical Assistance;
Under this Market Title, federal funding would be used to promote energy efficiency within the public sector. Technical assistance would be provided through preliminary energy assessments (PEA) on public facilities and would provide recommendations for cost effective resource efficiency measures, training facility managers and facility-related personnel on accounting, operation, maintenance, water conservation and indoor air quality and comprehensive energy planning. Energy efficiency retrofits or renewable energy projects implemented under this market title are subject to additional NEPA review.

Emerging Clean Energy Technology:
Under this Market Title, federal funding would be used to promote vehicle fleet transition projects. Any vehicle transition projects funded under this Market Title are subject to additional NEPA review.

Energy Training and Education:
Under this Market Title, federal funding would be used to provide training for renewable energy, building and facility energy performance. Energy efficiency retrofits or renewable energy projects implemented under this market title are subject to additional NEPA review.

LoanSTAR Revolving Loan Program:
No new activities or federal funds are associated with this Market Title; any new activities funded by loan repayment that do not fall within the bounds of Texas's Template for Expedited NEPA Review are subject to additional NEPA review.

Program Delivery:
Under this Market Title, federal funding would be used for personnel, fringe benefits, travel, office equipment, materials and supplies, contractual, and other indirect costs.

Based on a review of the activities that would be funded under the above Market Titles, DOE has determined the

projects that would be funded under these Market Titles will not significantly impact the human environment and they are categorically excluded from further NEPA review under CX A9 "information gathering" and CX A11 "technical advice." Any activities funded under the 2012 annual appropriations that involve ground-breaking activities, retrofits, or equipment purchase and/or installation are conditioned pending additional NEPA review.

NEPA PROVISION

DOE has made a conditional NEPA determination for this award, and funding for certain tasks under this award is contingent upon the final NEPA determination.

Insert the following language in the award:

You are restricted from taking any action using federal funds, which would have an adverse affect on the environment or limit the choice of reasonable alternatives prior to DOE/NNSA providing either a NEPA clearance or a final NEPA decision regarding the project.

Prohibited actions include:
Energy efficiency retrofits or renewable energy projects implemented under the Efficiency Grants and Technical Assistance market title are subject to additional NEPA review.

Any vehicle transition projects funded under the Emerging Clean Energy Technology market title are subject to additional NEPA review.

Energy efficiency retrofits or renewable energy projects implemented under the Energy Training and Education market title are subject to additional NEPA review.

Any new activities funded by loan repayment that do not fall within the bounds of Texas's Template for Expedited NEPA Review are subject to additional NEPA review.

Any activities funded under the 2012 annual appropriations that involve ground-breaking activities, retrofits, or equipment purchase and/or installation are conditioned pending additional NEPA review.

This restriction does not preclude you from:
Activities that are administrative in nature, and activities under market titles that are limited to information gathering, analysis, and dissemination, technical advice and assistance.
If you move forward with activities that are not authorized for federal funding by the DOE Contracting Officer in advance of the final NEPA decision, you are doing so at risk of not receiving federal funding and such costs may not be recognized as allowable cost share.

Note to Specialist :

DOE funding - $1,642,000.00
EF2a prepared by Melissa Rossiter

SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.

NEPA Compliance Officer Signature: Electronically Signed By: Kristin Kerwin Date: 8/7/2012
NEPA Compliance Officer

FIELD OFFICE MANAGER DETERMINATION

☐ Field Office Manager review required

NCO REQUESTS THE FIELD OFFICE MANAGER REVIEW FOR THE FOLLOWING REASON:

☐ Proposed action fits within a categorical exclusion but involves a high profile or controversial issue that warrants Field Office Manager's attention.
☐ Proposed action falls within an EA or EIS category and therefore requires Field Office Manager's review and determination.

BASED ON MY REVIEW I CONCUR WITH THE DETERMINATION OF THE NCO :

Field Office Manager's Signature: _____ Date: _____
Field Office Manager