

PMC-EF2a

(20102)

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



RECIPIENT: State Energy Program

STATE: Mult

**PROJECT TITLE :** FY 2012 State Energy Program Competitive Awards - DE-FOA-0000650

<b>Funding Opportunity Announcement Number</b>	<b>Procurement Instrument Number</b>	<b>NEPA Control Number</b>	<b>CID Number</b>
DE-FOA-0000650	DE-FOA-0000650	GFO-000XXXX-002	0

**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 administers the State Energy Program (SEP) as authorized by Title III, Energy Policy and Conservation Act. The goal of the SEP is to provide leadership to maximize the benefits of energy efficiency and renewable energy through communications and outreach activities, technology deployment, and accessing new partnerships and resources.

DOE anticipates making up to 50 competitively-selected awards under this announcement (States, Territories, and the District of Columbia (hereinafter "States")) and final State allocations are included in DE-FOA-0000650, with the total amount of DOE funding equaling up to \$20M.

The following three Topic Areas funded by this FOA:

## Topic Area 1 – "Advancing Energy Efficiency in Public Facilities"

Under this Topic Area, States would develop new or strengthen existing public facilities energy efficiency programs by creating, enhancing, or expanding replicable best practices, activities, organizational structures, and techniques that would increase the amount of square footage retrofitted as a percentage of the total public facilities (which include, but are not limited to: state, local and municipal buildings and offices, hospitals, schools, universities, water and wastewater treatment facilities).

States would pursue programs and strategies to address barriers hindering adoption of energy efficiency to a greater extent in public buildings by increasing consumer access to information about building consumption and occupant behaviors; by encouraging the development a qualified workforce that would diagnose building performance problems and recommend and implement solutions to those problems; increase the promotion of financial mechanisms that would pay for the retrofits.

## Topic Area 2 – "Stimulating Energy Efficiency Action in States"

Under this Area of Interest, States would increase investments in cost-effective energy efficiency through ratepayer funded programs.

States that have little-to-no current electricity savings from ratepayer funded energy efficiency programs would 1) establish and implement a goal a minimum annual statewide electricity savings of one percent; or 2) identify and implement energy efficiency programs and estimate the associated savings to a minimum of one percent annual statewide electricity savings.

States that have met or are on track to meet existing statewide electricity savings goals would strive capture deeper savings. States would increase annual incremental electricity savings by a minimum of one percent and achieve the goal through demand side energy efficiency programs implemented by utilities or other program administrators.

Topic Area 3 – “Assistance in Creating and Enhancing Public Facilities Energy Retrofit Programs”

Under this Area of Interest, States would develop “Public Facilities Energy Retrofit Self-Sustaining Programs.” States would focus on improving or developing and implementing self-sustaining statewide public facilities energy retrofit programs which would rely on fee-for-services approaches (such as Energy Savings Performance Contracting (ESPC)).

Based on a review of the above and the activities funded by DE-FOA-0000650, DOE has determined that the proposed activities do not individually or cumulatively have a significant impact on the human environment. Therefore, DOE is categorically excluding DE-FOA-0000650 from further NEPA review under DOE CX’s: A9 “information gathering, analysis, and dissemination;” A11 “technical advice and assistance to organizations.”

**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:

Construction; implementing or paying directly for energy efficient retrofits; implementing or paying for renewable energy projects; repair of buildings or structures; purchase of land, buildings or structures; purchase equipment to conduct research, development or demonstration of energy efficiency or renewable energy techniques and technologies.

This restriction does not preclude you from:

Information gathering, dissemination, analysis, 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.

Insert the following language in the award:

You are required to:

The State is responsible for informing DOE of any extraordinary circumstances, cumulative impacts, or connected actions that may lead to significant impacts on the environment, or any inconsistency with the “integral elements” (as contained in 10 C.F.R. Part 1021, Appendix B) as they relate to a particular Project.

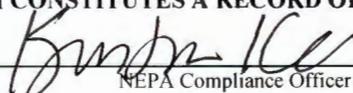
States shall comply with Section 106 of the National Historic Preservation Act (NHPA). If applicable, the State shall contact the State Historic Preservation Officer (SHPO) and/or the Tribal Historic Preservation Officer (THPO).

Note to Specialist :

DOE funding - up to \$20M  
EF2a prepared by Melissa Rossiter

**SIGNATURE OF THIS MEMORANDUM CONSTITUTES A RECORD OF THIS DECISION.**

NEPA Compliance Officer Signature: \_\_\_\_\_

  
NEPA Compliance Officer

Date: \_\_\_\_\_

2/23/2012

**FIELD OFFICE MANAGER DETERMINATION**

Field Office Manager review required

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