

NCCOS	EMS ENVIRONMENTAL MANAGEMENT SYSTEM STANDARD	Date Issued/Revised: 10/19/05; 02/25/08
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EMS 005
ENVIRONMENTAL LAWS, REGULATIONS AND OTHER REQUIREMENTS

1. PURPOSE

Describe the process by which applicable legal requirements and other requirements are identified for facilities, and these facilities made aware of, and have access to, these requirements. Also to describe how these legal and other requirements should be taken into account in the EMS.

2. SCOPE

This procedure applies to NOAA line functions that have implemented an Environmental Management System (EMS).

3. METHODOLOGY

NOAA is committed to the identification and updating of legal and other requirements applicable to activities, operations, projects, products and services. NOAA SECO subscribes to a range of regulatory reference sources that enable it to remain current on legal and other requirements. NOAA SECO identifies legal and other requirements for specific facility functions and communicates these, and associated training requirements, to these facilities.

3.1 NOAA Administration maintains the following:

3.1.1 The NOAA Intranet organizes and provides information access covering legal and other requirements. Information is organized as follows:

3.1.1.1 Federal Requirements:

- **Executive Orders**
- **DOC Administrative Orders**
- **DOC Memos**

3.1.1.2 NOAA Commitments

- **Strategic Plan**

3.1.1.3 NOAA Requirements

- **NOAA Administrative Orders**
- **NOAA Guidance Documents**
- **NOAA Memos**

3.1.1.4 NOAA Policies

- **Environmental Funding**
- **Environmental Corrective Action Resolution**
- **Accounting Policy for PP&E Cleanup costs**
- **Environmental Audit**
- **Environmental Project Management (revised)**
- **Shipboard Environmental Compliance and Liability Policy**

3.1.1.5 NOAA Standards

"NOT CONTROLLED" UNLESS VIEWED VIA NCCOS EMS WEBSITE AT:

<http://coastalscience.noaa.gov/ems/>

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- **Litigation and Agency/EPA Liaison**
- **Budget formulation**
- **Procurement**
- **Training**
- **Hazardous Materials and Hazardous Waste**
- **Land Transactions**

3.1.1.6 Environmental Management requirements are located in the NOAA EMS Workbook covering:

- **Introduction**
- **EMS Manual & EMS Standard**
- **EMS Launch Guidance**
- **EMS Implementation Guidance**

3.1.1.7 To support facility EMS development, Federal environmental legal and NOAA requirements are maintained and made available to facilities via the Compliance Assurance Program (CAP).

3.1.2 NOAA supports electronic linkages to Environmental Compliance databases and websites.

4. FACILITY REQUIREMENTS AND RESPONSIBILITIES FOR IMPLEMENTATION

NOAA NCCOS should take the following steps to implement and maintain an EMS that conforms to NOAA's EMS requirements and E.O.13423.

1. The facility EMS Team should develop a Compliance Assurance Plan (CAP), which consists of the legal and other requirements associated with each of the key areas of the facility.
2. The facility EMS Team should update this CAP when made aware of new legal and other requirements or changes to existing ones by the NOAA SECO Office.
3. The facility EMS Team may also subscribe to regulatory reference sources to remain current on legal and other requirements independently of NOAA SECO.
4. The facility EMS Team may request information on up to date legal and other requirements from the NOAA SECO office at any time.
5. The facility EMS Team should take into account legal and other requirements when identifying the significant environmental aspects (see NCCOS EMS Standard **EMS 004 Environmental Impact Identification**).
6. The facility should identify legal and other requirements of operational controls to which the legal and other requirements apply.

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