

Key Requirements Affecting DOE Land Conveyance Activities



Steps in the Processes

National Environmental Policy Act (NEPA) Implementing Procedures – Title 10, Code of Federal Regulations, Part 1021

- Determine the scope of the NEPA document
- Conduct analysis to see if significant impacts would result from proposed action
- Select preferred alternative
- Prepare final NEPA document
- Decide whether to prepare an EIS or issue a Finding of No Significant Impact

National Historic Preservation Act (NHPA) – Section 106

- Identify whether Historic Properties are present in the area of potential effect
- Document findings with consulting parties and tribes
- Assess whether there will be adverse effects to Historic Properties due to undertaking
- Resolve adverse effects via consultation with appropriate parties
- Develop and execute Memorandum of Agreement (MOA), if needed
- Complete MOA stipulations before undertaking starts

Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) – Section 120(h), Property Transferred by Federal Agencies

- Determine whether hazardous substances are present
- Determine the status of any treatment remedy
- Select allowable CERCLA mechanism for conveying the property
- Document, as needed, information in the conveyance instrument

U.S. Department of Energy Orders – DOE Order 458.1, Radiation Protection of the Public and the Environment

- Perform historical site assessment
- Develop authorized release limits and survey / sampling plan
- Conduct radiological surveys / sampling
- Evaluate results
- Perform independent verification
- Finalize clearance documents