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Topic: NEPA  
Date: September 14, 2021



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**Headphones**



**Video**



**Chat**



**Mute**



**Gallery View**



**Breakout Rooms**



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Date	Topics
September 14	NEPA/FHWA
October 12	GHG/TDM
November 2	FTA/Recreational Resources
December 1	Cultural Resources
January 11	Water Quality/Landscape Architecture
February 1	PEL/Resiliency
March 1	Noise/AQ
April	ACEC Conference
May 3	Wetlands and Wildlife
June 7	Title VI/Equity/EJ



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# Last Time...

- Public Involvement
- NEPA Briefings
- Standard Mitigation
- New Rulemaking



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## This Time...

- Staffing
- CEQ Rulemaking
- NEPA Manual Update
- Senate Bill 260/Colorado Revised Statute 43-1-128



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## CEQ Rulemaking

- July, 2020, CEQ issued the (“2020 Rule”)

*(CEQ, Memorandum for Heads of Federal Departments and Agencies, Implementation of Updated National Environmental Policy Act Regulations (July 16, 2020)*

- January, 2021 Biden Signed EO 13990 and EO 14008,  
rescinded One Federal Decision

*E.O. 13990, Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis*

*E.O. 14008, Tackling the Climate Crisis at Home and Abroad*



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# 2020 Rule

- Page Limits (75/150)
- Time Limits (1yr/2yrs)
- Cumulative Impacts





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## Guidance on CEQ Rulemaking

- The deadline for federal agencies to develop guidance is extended by two years

CEQ has begun its review of the 2020 Rule and has substantial concerns about the legality of the 2020 Rule, the process that produced it, and whether the 2020 Rule meets the nation's needs and priorities, including the priorities set forth in [E.O. 13990](#) and [E.O. 14008](#). These concerns include...





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## What this means for CDOT

- 2020 rule is still in place
- Communicate with FHWA Division Office
- FHWA deadline for Guidance is September 2023



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# NEPA Manual Updates 2022

- NEPA Documents Signing Procedures
- Resources - WQ, AQ, EJ/Title VI, GHG
- 1601/Traffic Demand Management
- Technology and Transportation
- Resiliency
- Public Involvement
- FTA NEPA



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# Senate Bill 260 or CRS 43-1-128

- Sustainability of the Transportation System

SENATE BILL 21-260

BY SENATOR(S) Fenberg and Winter, Priola, Bridges, Buckner, Danielson, Hansen, Jaquez Lewis, Kolker, Lee, Moreno, Pettersen, Story; also REPRESENTATIVE(S) Garnett and Gray, Amabile, Bacon, Benavidez, Bennett, Bird, Boesenecker, Caraveo, Cutter, Duran, Esgar, Exum, Froelich, Gonzales-Gutierrez, Herod, Hooton, Jackson, Jodeh, Kennedy, Kipp, Lontine, McCluskie, McCormick, McLachlan, Michaelson Jenet, Mullica, Ortiz, Sullivan, Titone, Valdez A., Weissman, Woodrow, Young.

CONCERNING THE SUSTAINABILITY OF THE TRANSPORTATION SYSTEM IN COLORADO, AND, IN CONNECTION THEREWITH, CREATING NEW SOURCES OF DEDICATED FUNDING AND NEW STATE ENTERPRISES TO



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## Senate Bill 260 or CRS 43-1-128

- CDOT Interim Guidance
- Does this apply to my project?
  - regionally significant, transportation capacity
  - Timeline (July 1st 2022)



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# Senate Bill 260 or CRS 43-1-128

- NEPA
  - Greenhouse Gases
  - Air Quality
  - Environmental Justice/Equity
  - Public Involvement



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# Greenhouse Gases/Air Quality

- Coffee @ CDOT
  - October Coffee @ CDOT - GHG/TDM
  - March Coffee @ CDOT - AQ/Noise
- New Guidance



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## Environmental Justice

- New Guidance
- New Branch
- Coffee @ CDOT
  - June Coffee @ CDOT - Equity/EJ/Title VI



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# Disproportionately Impacted Communities

- EJ (EO - Federal)
- Title VI (Civil Rights Act - Federal)
- Colorado Revised Statute 43-1-128/ SB-260

Minority	Low income	Cost Burdened Household
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# Disproportionately Impacted Communities

## GIS Tool

- CDPHE Tool
  - [public meeting on 9/20 from 6 to 7:30 p.m.](#)

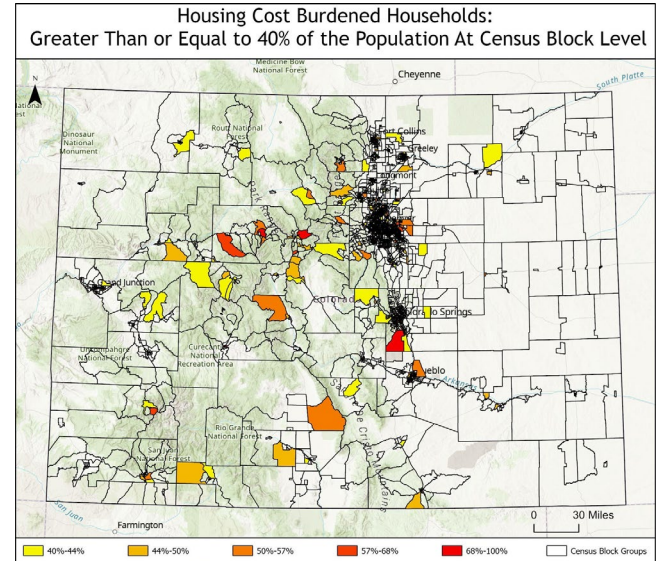


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# Disproportionately Impacted Communities

## GIS Tool

- Internal CDOT Tool
- 2015-2019 5 year ACS





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# Questions/Discussion