





**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:

**MANUFACTURING EXPANSION PROJECTS.** Expansion projects will likely consist of existing AZ manufacturers who are growing by adding a new product line or growing by increasing plant capacity, for example. Expansion projects are likely to have some degree of construction activities. Examples of the construction may include the physical expansion of an existing facility to increase productivity or conversely the erection of walls within a facility to optimize plant layout when incorporating a new product line. The only portion of an expansion project that would qualify for funding under the MEGA program would be the purchase an installation of energy-efficient M&E. The overall expansion project may be much larger in scope but not funding by ARRA.

This restriction does not preclude you from:

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:

Forward any project selected under the **MANUFACTURING EXPANSION PROJECTS** component of the MEGA Program for further NEPA review before initiating work on that project.

Note to Specialist :

According to the project officer and State, funding set aside for the MEGA Program is \$2,700,000. The MEGA Program has 3 elements, a contingency is being placed on the **MANUFACTURING EXPANSION PROJECTS** element of the Program as it may involve construction. The State; however, has the liberty to make awards under the other 2 Program elements up to the \$2.7-million available without further NEPA review.

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

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

Date: 6/1/10

**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: \_\_\_\_\_  
Field Office Manager

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