

Categorical Exclusions: Energy and Fuels Categorical Exclusions

JOLIE: As we mentioned earlier, there are two types of CXs that involve a different review and documentation process. If you use any of these CXs, you don't use the CX documentation form in Appendix 6.

The first type of action is related to hazardous fuels and post-fire rehabilitation. These actions can be found in the DOI CX list, which is in Appendix 3 in the NEPA Handbook. Hazardous fuels and post-fire rehabilitation actions have specific documentation requirements that are included in Appendix 7 of the NEPA Handbook.

The second type of actions are five CXs related to oil and gas that were established by the Energy Policy Act of 2005. These CXs were established by statute, so they aren't on the DOI or BLM list of CXs. For these CXs, you need to document which CX applies, but unlike any of the other CXs, you don't review for extraordinary circumstances.

The Energy Policy Act CXs have specific documentation requirements that are outlined in the statute. Detailed guidance for use of these oil and gas Energy Policy Act CXs is provided in Appendix 2 of the NEPA Handbook.