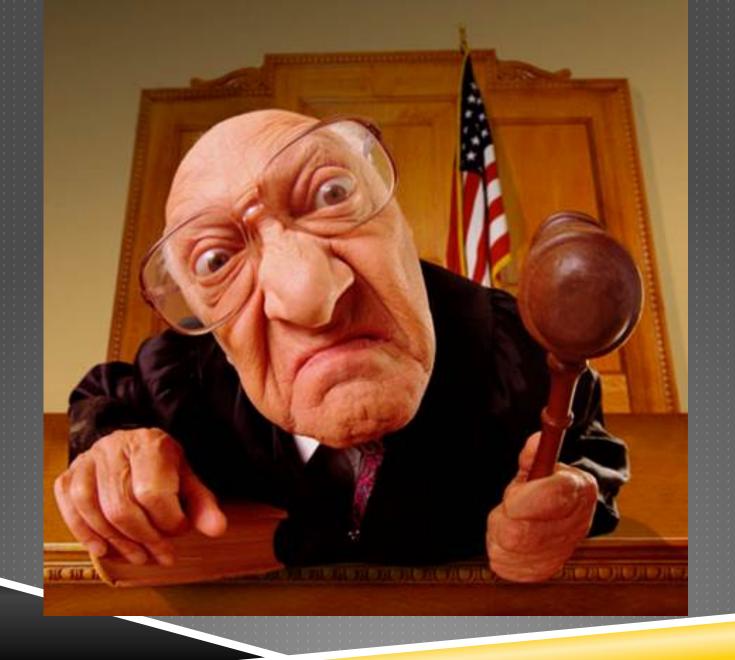
# WORKING WITH REGULATIONS TO IMPROVE COLLABORATION



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## LEGAL STRUCTURE OF FEDERAL LAND MANAGEMENT

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Laws (Congress)

Regulations or Rules (Executive)

Manuals (Executive)

Handbooks (Executive)
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#### REGULATIONS AND COLLABORATION

National Environmental Policy Act

**Endangered Species Act** 

National Historic Preservation Act

Federal Advisory Committee Act

Clean Water Act

Clean Air Act

National Forest Management Act

Federal Lands Planning and Management Act

## NATIONAL ENVIRONMENTAL POLICY ACT AND COLLABORATION

What's Good?

Provides for

Public notification

Public participation

THIS IS HUGE!

## NATIONAL ENVIRONMENTAL POLICY ACT AND COLLABORATION

What Needs Work?

Alternatives:

Polarizing

Time

Money

## ITERATIVE NEPA AND COLLABORATION

What's Iterative NEPA in Regulation? From 36 CFR 220.5

- -May modify proposed action before DEIS
- -Incremental changes as alternatives considered
- -Shall document incremental changes

#### ITERATIVE NEPA AND

### COLLABORATION What's Iterative NEPA in Reality?

Forest Service can work quickly with collaborative groups to continually improve its proposed actions and alternatives

### WHY SHOULD YOU CARE ABOUT ITERATIVE NEPA?

#### Efficiency

- Devote your time and energy to improving proposed action rather than on unimplementable polarizing alternatives
- Agency resources can support collaboration rather than analysis of unimplementable alternatives

#### Effectiveness

Fast, documented feedback from agencies

### WHY SHOULD YOU CARE ABOUT ITERATIVE NEPA?

#### Transparency

Iterative improvements limit last minute surprises in decisions

#### Collaborativeness

 Working with agencies, local/state govt, other interest groups throughout the process increases potential for consensus

#### **ANY ITERATIVE NEPA PITFALLS?**

- Lack of awareness
  - Use is not widespread
- Resistance to Change
  - Fear of litigation
- FACA
  - Applies to all collaborative efforts
- Limits on Iterative Changes
  - Cannot preclude meaningful opportunity to comment

### WHAT IF I WANT TO TRY ITERATIVE NEPA?

#### Contact:

- Local District Ranger/line officer
- Project Team Leader
- NEPA Coordinator
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