

DOT&PF NEPA Assignment Program Performance Measures

MOU Part	MOU Performance Measure	Components of Measure	Desired Outcome	Tool/Indicator	
10.2.1.	A. Compliance with NEPA, FHWA NEPA regulations, and other Federal environmental statutes and regulations:	i. Maintain documented compliance with procedures and processes set forth in this MOU for the environmental responsibilities assumed under the Program.	a) Self-assessments performed as required by the MOU	NEPA Assignment Program Self-Assessment report submitted to FHWA	Percent of complete NEPA Assignment Program Self-Assessment report submitted to FHWA on schedule
			b) Implement any necessary corrective actions	List of corrective actions from self-assessments and FHWA audits, as identified in the NEPA Assignment Program Compliance Review report	Percent of identified corrective actions implemented
		i i. Maintain documented compliance with requirements of all applicable Federal statutes and regulations for which responsibility is assumed (e.g., Section 106 of the NHPA, Section 7 of the ESA, etc.).	a) 100% of final environmental documents contain evidence of compliance with requirements of Section 7, Section 106, and Section 4(f)	Self-assessment review of final environmental documents to verify compliance with Section 7, Section 106, and Section 4(f)	Percent of final environmental documents that contain evidence of Section 7, Section 106, and Section 4(f) requirement compliance
	B. QA/QC for NEPA decisions:	i. Maintain and apply internal quality control and assurance measures and processes, including a record of:			

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	B. QA/QC for NEPA decisions:	a. Legal sufficiency determinations made by counsel; this shall include the legal sufficiency reviews of Notices of Intent and Notices of Final Agency Action as required by law, policy, or guidance;	100% FEIS/ROD documents and Individual Section 4(f) documents with legal sufficiency determinations prior to NEPA approval	Legal sufficiency determination documented in region project file NEPA approval of FEIS and Individual Section 4(f) determinations	Percent of FEIS documents and Individual Section 4(f) determinations with legal sufficiency determinations prior to NEPA approval
		b. Compliance with FHWA's and DOT&PF's environmental document content standards and procedures, including those related to QA/QC	100% of EA and EIS project files contain REM and SEO staff member completed environmental document review checklists and QC review completion certification emails prior to NEPA approval	REM and SEO staff member completed environmental review checklists and QC review completion certification emails in region project file prior to environmental document public availability and before NEPA approval to verify QC review completion	Percent of EA and EIS document project files with complete environmental document review checklists and QC review completion certification emails in the region project file
		c. Completeness and adequacy of documentation of project records for projects done under the Program	Minimum of 95% of project files determined to be complete and adequate	Self-assessment team evaluation of sample of environmental project files	Percent of sample environmental project files determined to be complete and adequate for each self-assessment period

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	C. Relationships with agencies and the general public:	i. Assesses change in communication among DOT&PF, Federal and State resource agencies, and the public resulting from assumption of responsibilities under this MOU.	Communications remain consistent or improve over time	Agency: Annual resource agency poll; Public: Change in number of public/agency complaints regarding DOT&PF's implementation of NEPA Assignment Program MOU responsibilities received by SEO	Agency: Compare average evaluation ratings for each period and measure the year-to-year trend; Public: Compare number of complaints received year to year.
		ii. Maintain effective responsiveness to substantive comments received from the public, agencies, and interest groups on NEPA documents and environmental concerns.	100% EA and EIS documents contain or summarize public/agency comments and DOT&PF responses, and detailed comments and responses in region project file.	Completed public hearing/meeting comments and DOT&PF responses, or summary, in region project file prior to environmental document approval	Percent of signed final EA or EIS document projects with completed public hearing/meeting comments and DOT&PF responses, or summary, in region project file
		iii. Maintain effective NEPA conflict resolution processes whenever appropriate.	Resource agency conflict resolution, including those at 23 USC 139(h) and 40 CFR 1504, implemented as appropriate and on a timely basis	Length of time in formal resolution process	From formal conflict resolution process begin date to formal resolution date

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	D. Increased efficiency and timeliness in completion of the NEPA process:	i. Compare time of completion of environmental document approvals before and after assumption of responsibilities under this MOU.	Timely NEPA approvals	Time take to complete EA, EIS, and non-6004 CE documents	Compare median time to complete EA, EIS, and non-6004 CE documents before and after assignment. Time measured: EA and non-6004 CE documents from COA determination date to environmental decision document; EIS from NOI to ROD
		ii. Compare time to completion for key interagency consultation formerly requiring FHWA participation (e.g., Section 7 biological opinions, Section 106 resolution of adverse effects) before and after assumption of responsibilities under this MOU.	Timely agency consultation	Time taken for Section 7 consultation	Compare median time from submittal of biological assessments to receipt of biological opinions before and after assignment