

Supplemental ODOT Policy Guidance for LPA Discretionary Grant Projects - ODOT Environmental Roles and Responsibilities

ODOT Environmental Roles and Responsibilities with LPA Discretionary Grant Projects Matrix		
How is the discretionary grant funded project being delivered?	ODLAP or Certified LPA-Delivered w/ODOT Oversight <i>(ODOT signs grant agreement with FHWA and/or serves as a pass-through entity; ODOT and LPA sign project agreement; ODOT has oversight per S&O Agreement)</i>	LPA Delivered w/ODOT Consultative Services Only – FHWA Oversight <i>(ODOT provides consultative services; LPA and FHWA sign grant agreement; ODOT and LPA sign project agreement or IGA; ODOT has no oversight per S&O Agreement)</i>
NEPA/PCE Agreement		
Can the project use the ODOT-FHWA PCE Agreement? <i>(i.e., ODOT approves CE on FHWA’s behalf, uses ODOT PCE forms and process)</i>	Yes	No
Is a CE documented using the ODOT Environmental Prospectus and CE Closeout?	Yes	No FHWA has unique CE forms for direct recipients
Can ODOT REC/NEPA staff provide advisory review of project SOW tasks?	Yes	No
Can ODOT RECs/NEPA staff review and provide advice on NEPA-related deliverables?	Yes	No
Can ODOT REC/NEPA staff prepare NEPA deliverables for the LPA?	Yes	No
Can ODOT REC/NEPA staff sign/approve NEPA deliverables?	Yes ODOT REC/Qualified preparer must approve/sign PCE and CE forms	No ODOT staff cannot make recommendations to FHWA for approval or otherwise approve NEPA deliverables
Biological Resources/FAHP		
Can the project use the FAHP as applicable?	Yes	Yes FHWA and LPA use FAHP for project and coordinate with the Services; ODOT staff do not prepare or sign documentation and ODOT liaisons do not coordinate with Services
Can FHWA coordinate with ODFW via ODOT liaisons?	Yes	No
Can FHWA coordinate with NOAA via ODOT liaisons?	Yes	No
Does FHWA coordinate with ODOT region environmental staff regarding use of the FAHP, ESA compliance, etc for the project?	Yes	No
Can ODOT biologists review and provide advice on LPA-prepared FAHP documentation?	Yes	No
Can ODOT biologists prepare FAHP documentation for the LPA?	Yes	No

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Can ODOT biologists sign FAHP documentation?	Yes	No ODOT staff cannot make recommendations to FHWA for approval or otherwise approve FAHP deliverables
Cultural Resources/Section 106 PA		
Can the projects apply to the current Section 106 PA?	Yes	No
Can the projects apply to the proposed new Section 106 PA?	Yes	Yes FHWA and LPA use PA for project and consult with SHPO; ODOT cultural staff do not prepare or sign documentation and do not coordinate with SHPO via ODOT liaisons
Can ODOT cultural staff provide advisory review of project SOW tasks?	Yes	No
Can ODOT cultural staff review and provide advice on LPA-prepared cultural resource deliverables?	Yes	No
Can ODOT cultural staff produce Section 106 compliance documentation for the LPA?	Yes	No
Can ODOT cultural staff conduct tribal consultation?	Yes	No FHWA is responsible
Can ODOT cultural staff coordinate with SHPO via liaisons?	Yes	No Non-ODOT Liaison SHPO staff will review