The proposed action is categorically excluded from further NEPA review.

The proposed action has not been segmented to meet the definition of a class of actions that is listed in Appendix A or B to 10 CFR Part 1021, Subpart D. To fit within the classes of actions listed in 10 CFR Part 1021, Subpart D, a proposal must be one that would not: (1) threaten a violation of applicable statutory, regulatory, or permit requirements; (2) involve significant unresolved conflicts concerning alternative uses of available resources (such as rare or limited raw materials); (3) have the potential to result in a significant change in manufacture, industrial, or commercial production in a state or region; (4) have the potential to cause a significant increase in the disposal of materials posing significant risks to human health and the environment (such as RCRA hazardous waste); (5) involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds or other invasive species, unless the proposed activity would be conducted in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those listed in paragraph B5.1(b) of this appendix; (6) involve significant unresolved conflicts concerning alternative uses of available resources (such as rare or limited raw materials); (7) have the potential to result in a significant increase in the disposal of materials posing significant risks to human health and the environment (such as RCRA hazardous waste); or (8) have the potential to cause a significant change in manufacturing infrastructure (such as construction of new manufacturing plants with considerable associated ground disturbance); or (4) have the potential to cause a significant increase in energy consumption in a state or region.

Rationale for determination:

The proposed action (or the part of the proposal defined in the Rationale above) fits within a class of actions that is listed in Appendix A or B, Subpart D, of 10 CFR Part 1021, Subpart D. A proposal must be one that would not: (1) threaten a violation of applicable statutory, regulatory, or permit requirements; (2) involve significant unresolved conflicts concerning alternative uses of available resources (such as rare or limited raw materials); (3) have the potential to result in a significant change in manufacture, industrial, or commercial production in a state or region; (4) have the potential to cause a significant increase in the disposal of materials posing significant risks to human health and the environment (such as RCRA hazardous waste); or (5) involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds or other invasive species, unless the proposed activity would be conducted in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those listed in paragraph B5.1(b) of this appendix. Covered actions include rulemakings that establish energy conservation standards for consumer products and industrial equipment, provided that the actions would not: (1) have the potential to cause a significant change in manufacturing infrastructure (such as construction of new manufacturing plants with considerable associated ground disturbance); or (2) involve significant unresolved conflicts concerning alternative uses of available resources (such as rare or limited raw materials); (3) have the potential to result in a significant increase in the disposal of materials posing significant risks to human health and the environment (such as RCRA hazardous waste); or (4) have the potential to cause a significant change in manufacturing infrastructure (such as construction of new manufacturing plants with considerable associated ground disturbance).