

From: [Morris, Charisa](#)
To: [Michael Gale](#)
Subject: Fwd: I need help!
Date: Friday, July 21, 2017 10:29:26 AM
Attachments: [FWS Response SO 3349 chges accepted.docx.docx](#)
[Cason Memo EO 13783.pdf](#)
[AgencyName_Sec2_EO13783_TEMPLATE FROM OMB.xlsx](#)

FYI, in case you need some cutting edge language re: our plans for mitigation...
We'll *definitely* need Gary to proof, as there is a chance these plans are too new to promote.

----- Forwarded message -----

From: **Frazer, Gary** <gary_frazer@fws.gov>
Date: Thu, Jul 13, 2017 at 10:15 AM
Subject: Fwd: I need help!
To: Craig Aubrey <craig_aubrey@fws.gov>, Jeff Newman <jeff_newman@fws.gov>
Cc: Gina Shultz <Gina_Shultz@fws.gov>, Charisa Morris <Charisa_Morris@fws.gov>

Craig/Jeff -- This concerns our input to a report that DOI needs to provide to OMB in response to section 2 of E.O. 13783, "Promoting Energy Independence and Economic Growth".

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Assume that the two of you can coordinate to provide one submission to Charisa by COB today. You can send it to her directly, but pls copy me.

Gary Frazer
Assistant Director -- Ecological Services
U.S. Fish and Wildlife Service
(202) 208-4646

----- Forwarded message -----

From: **Morris, Charisa** <charisa_morris@fws.gov>

Date: Wed, Jul 12, 2017 at 6:00 PM

Subject: Re: I need help!

To: "Frazer, Gary" <gary_frazer@fws.gov>

Cc: Jerome Ford <Jerome_Ford@fws.gov>, Cynthia Martinez <cynthia_martinez@fws.gov>, Jeff Rupert <jeff_rupert@fws.gov>, Gina Shultz <Gina_Shultz@fws.gov>, Craig Aubrey <craig_aubrey@fws.gov>, Katherine Spomer <katherine_spomer@fws.gov>, Shaun Sanchez <shaun_sanchez@fws.gov>, "Johnson, Kurt" <kurt_johnson@fws.gov>

+ Ketty, Shaun, and Kurt

Good afternoon, all-

After many hours of attempted clarifications, we have received SOLID intel that this exercise overlaps almost completely with the last SO 3349 exercise; however, there are two key differences:

1. This exercise requires that all bureaus use the narrative template to submit information. Please feel free to cut and paste from the last submission. You **MUST** maintain the format in the template to enable reviewers to easily navigate within and among bureau products.
2. This exercise requires a bit more information for each "burden" identified, and also specifies a few more types of burdens they would like to solicit information about. Because additional topical information is in the new template, **each program must manage the entries for their particular subject area** (i.e., we have no Senior Advisor to perform this work for you).

Gary and Jerome will be meeting with Greg, Casey, Jim, and Steve tomorrow morning to determine if any items should be removed from the original spring exercise list (a version of this is attached with comments from Virginia; there is no evidence FWP ever submitted a final). We anticipate that the version we submit to FWP this week will be mostly a recap of selected items from the attached, along with any additional items, given the new template

headings.

Please reply to all with any questions, and I can get you answers.

Many thanks,
Charisa

On Wed, Jul 12, 2017 at 1:48 PM, Frazer, Gary <gary_frazer@fws.gov> wrote:

(b) (5) DPP

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] -- GDF

Gary Frazer
Assistant Director -- Ecological Services
U.S. Fish and Wildlife Service
(202) 208-4646

On Wed, Jul 12, 2017 at 1:09 PM, Charisa Morris <charisa_morris@fws.gov> wrote:

FYI

Sent from my iPhone

Begin forwarded message:

From: "Foster, Maureen" <maureen_foster@ios.doi.gov>
Date: July 12, 2017 at 12:53:45 PM EDT
To: "Morris, Charisa" <charisa_morris@fws.gov>
Subject: Re: I need help!

Here is the relevant portion of the EO. The first assignment dealt with section a. This assignment deals with section d. The two assignments are related but this one is more in depth.

There is no wiggle room on this. I will see if you can get until Monday for submission but that may be it.

Sorry. The email also went to Greg.

Sec. 2. Immediate Review of All Agency Actions that Potentially Burden the Safe, Efficient Development of Domestic Energy Resources. (a) The heads of agencies shall review all existing regulations, orders, guidance documents, policies, and any other similar agency actions (collectively, agency actions) that potentially burden the development or use of domestically produced energy resources, with particular attention to oil, natural gas, coal, and nuclear energy resources. Such review shall not include agency actions that are mandated by law, necessary for the public interest, and consistent with the policy set forth in section 1 of this order.

(b) For purposes of this order, "burden" means to unnecessarily obstruct, delay, curtail, or otherwise impose significant costs on the siting, permitting, production, utilization, transmission, or delivery of energy resources.

(c) Within 45 days of the date of this order, the head of each agency with agency actions described in subsection (a) of this section shall develop and submit to the Director of the Office of Management and Budget (OMB Director) a plan to carry out the review required by subsection (a) of this section. The plans shall also be sent to the Vice President, the Assistant to the President for Economic Policy, the Assistant to the President for Domestic Policy, and the Chair of the Council on Environmental Quality. The head of any agency who determines that such agency does not have agency actions described in subsection (a) of this section shall submit to the OMB Director a written statement to that effect and, absent a determination by the OMB Director that such agency does have agency actions described in subsection (a) of this section, shall have no further responsibilities under this section.

(d) Within 120 days of the date of this order, the head of each agency shall submit a draft final report detailing the agency actions described in subsection (a) of this section to the Vice President, the OMB Director, the Assistant to the President for Economic Policy, the

Assistant to the President for Domestic Policy, and the Chair of the Council on Environmental Quality. The report shall include specific recommendations that, to the extent permitted by law, could alleviate or eliminate aspects of agency actions that burden domestic energy production.

Maureen D. Foster
Chief of Staff
Office of the Assistant Secretary
for Fish and Wildlife and Parks
1849 C Street, NW, Room 3161
Washington, DC 20240

202.208.5970 (desk)
202.208.4416 (main)

Maureen_Foster@ios.doi.gov

On Wed, Jul 12, 2017 at 12:39 PM, Morris, Charisa
<charisa_morris@fws.gov> wrote:

We just got the most recent assignment out to our folks today, as it didn't show up in any of my searches of my overloaded inbox until you sent the reminder today (even when I searched Rob Howarth - to this day, the original assignment did not show up). This is totally on me for being out of the office, and I'm trying to find ways to ease the burden of response on our folks. This week's deliverable appears to overlap greatly with the ask below - is that true? I need help - give me a call on my cell whenever you have a chance.

Thank you!!
Charisa

----- Forwarded message -----

From: **Morris, Charisa** <charisa_morris@fws.gov>
Date: Tue, May 16, 2017 at 12:01 PM
Subject: Fwd: Procedural Guidance on Section 2 of Executive Order 13783, "Promoting Energy Independence and Economic Growth"
To: "Foster, Maureen" <maureen_foster@ios.doi.gov>

----- Forwarded message -----

From: **Foster, Maureen** <maureen_foster@ios.doi.gov>
Date: Tue, May 9, 2017 at 7:31 PM
Subject: Fwd: Procedural Guidance on Section 2 of Executive Order 13783, "Promoting Energy Independence and Economic Growth"

To: Michael Reynolds <Michael_Reynolds@nps.gov>, Bert Frost <Bert_Frost@nps.gov>, Jim Kurth <jim_kurth@fws.gov>, Stephen Guertin <Stephen_Guertin@fws.gov>, Charisa Morris <charisa_morris@fws.gov>, Beverly Stephens <grace_stephens@nps.gov>
Cc: Virginia Johnson <virginia_johnson@ios.doi.gov>, Casey Hammond <casey_hammond@ios.doi.gov>

Reminder.

Maureen D. Foster
Chief of Staff
Office of the Assistant Secretary
for Fish and Wildlife and Parks
1849 C Street, NW, Room 3161
Washington, DC 20240

202.208.5970 (desk)
202.208.4416 (main)

Maureen_Foster@ios.doi.gov

----- Forwarded message -----

From: **Lillie, Juliette** <juliette_lillie@ios.doi.gov>
Date: Tue, May 9, 2017 at 7:10 AM
Subject: Fwd: Procedural Guidance on Section 2 of Executive Order 13783, "Promoting Energy Independence and Economic Growth"
To: Richard Cardinale <Richard_Cardinale@ios.doi.gov>, Maureen Foster <maureen_foster@ios.doi.gov>, Sarah Walters <sarah_walters@ios.doi.gov>, Kerry Rae <kerry_rae@ios.doi.gov>, Amy Holley <amy_holley@ios.doi.gov>

Good morning: We received guidance from OMB on the report due for EO 12783 Promoting Energy Independence and Economic Growth. I wanted to pass it on to you because I believe a report is due this week. We did send a copy of this information to Jim Cason.

Julie
Juliette Lillie
Director Executive Secretariat and Regulatory Affairs
Department of the Interior
1849 C St. NW
Washington DC 20240

Email: juliette_lillie@ios.doi.gov
Ph: 202-219-7724

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Charisa_Morris@fws.gov | Chief of Staff, Office of the Director

| U.S. Fish & Wildlife Service | 1849 C Street NW, Room 3348 | Washington, DC
20240 | (202) 208-3843 | For urgent matters, please dial cell: 301-875-8937

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Charisa_Morris@fws.gov | Chief of Staff, Office of the Director

| U.S. Fish & Wildlife Service | 1849 C Street NW, Room 3348 | Washington, DC
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dial cell: 301-875-8937

Memorandum

To: Acting Deputy Secretary
Through: Acting Assistant Secretary for Fish and Wildlife and Parks
From: Director, U.S. Fish and Wildlife Service
Subject: Preliminary response to the deliverable outlined in section 5c(v) of Secretary’s Order 3349 – “American Energy Independence”

Commented [1]: Maureen:
Does this version incorporate the edits that Casey sent to you via track changes?

I. Introduction

This memorandum identifies FWS Actions pursuant to Secretary’s Order 3349 Section 5(v). Section 5c(v) states:

Within 21 days, each bureau and office head shall provide to the Deputy Secretary, through their Assistant Secretary, a report that identifies all existing Departmental Actions issued by their bureau or office that potentially burden (as that terms is defined in the March 28, 2017 E.O.) the development or utilization of domestically produced energy resources, with particular attention to the oil, natural gas, coal, and nuclear resources.

According to the Executive Order “Promoting Energy Independence and Economic Growth,” (issued March 28, 2017) such review “shall not include agency actions that are mandated by law, necessary for the public interest, and consistent with the policy set forth in section 1 of this order.”

II. Background

In order to respond to the request, the FWS describes the Agency Action, burden, and how the action relates to law, as follows:

Agency Action: The Executive Order defines Agency Actions as existing regulations, orders, guidance documents, policies, and any other similar agency actions. FWS considered Actions that are “policy” in nature and affect more than a single project level decision.

Burden: The Executive Order defines burden as “to unnecessarily obstruct, delay, curtail, or otherwise impose significant costs on the siting, permitting, production, utilization, transmission, or delivery of energy resources.” For the identified Agency Action, we summarize concerns as observed by the Service, communicated in written comments, meetings, letters, emails, or otherwise.

Mandated by law: For each identified Action, we summarize how the Action is related to law, including whether the Action is specifically called for in legislation.

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