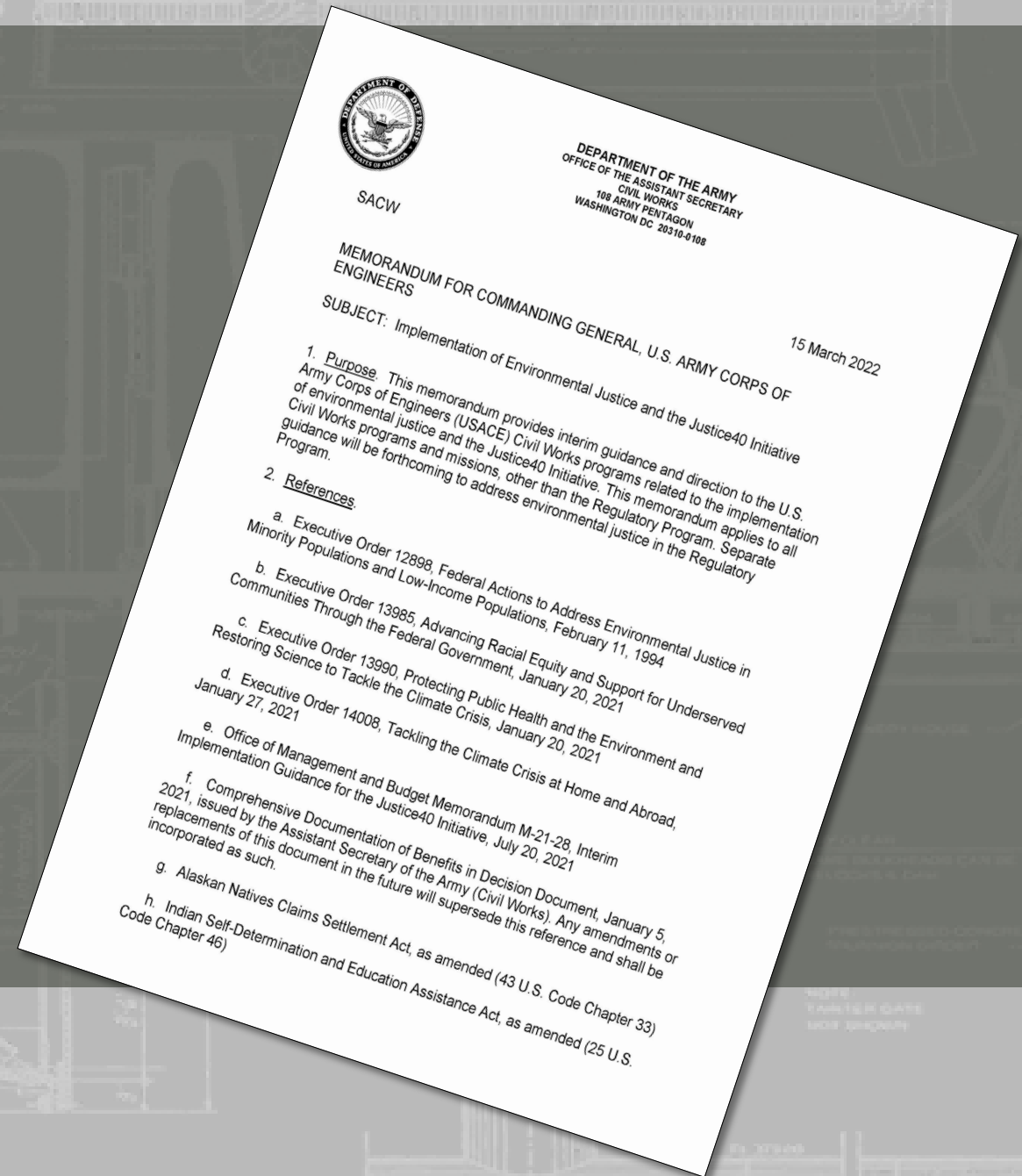


# IMPLEMENTATION OF ENVIRONMENTAL JUSTICE AND THE JUSTICE40 INITIATIVES

Tony Clyde, Ph.D.  
Project Manager  
Programs and Project Management  
Tulsa District



US Army Corps  
of Engineers®





# ACHIEVING ENVIRONMENTAL JUSTICE POLICY



## USACE FOCUSED ACTIVITIES

- Improve outreach and access to USACE Civil Works information and resources
  - ✓ Update external websites to include EJ as mission area – January 2023
  - ✓ Develop EJ Strategic Plans – April 2023
  - ✓ Develop dedicated EJ link with resources (i.e. link to policy memos/CEJST Tool/Justice40 Programs/etc) – April 2023
- Improve access to USACE CW technical service programs and maximize reach of CW projects to benefit Justice40 Communities (disadvantaged - tribal/rural/urban) as it relates to climate resiliency
  - ✓ Develop underserved community outreach plan and process for PAS/FPMS projects – March 2023
  - ✓ Develop outreach plan for CAP – August 2023
- Ensure any updates to USACE CW policies and guidance will not result in a disproportionate impact on disadvantaged communities
  - ✓ Implementation of the Interim EJ Strategic Plan – December 2022
  - ✓ Ensure Justice40 Communities are included throughout Planning Process (decision-making) – January 2023
  - ✓ Hire full time Headquarters EJ/Justice40 Program Manager to monitor funding, analysis, and engagement of Justice40 Communities and Covered Programs

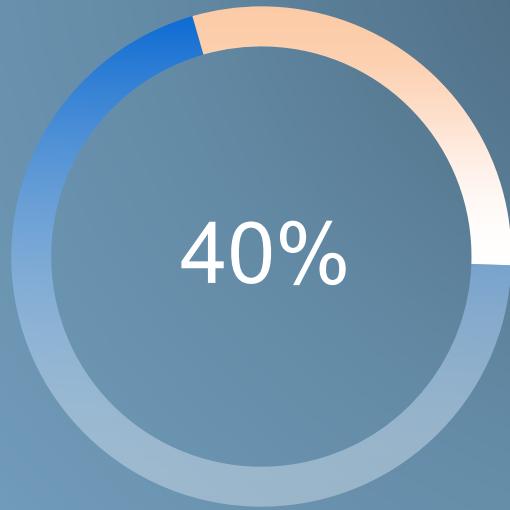


# PRIORITY ACTION AREAS

## USACE FOCUSED ACTIVITIES



### Implementing Justice40 Initiative



- Address WRDA 2020 Provisions and Update CW Policy
- Update policy for Tribal Partnership Program (TPP)
- Update Policy and Outreach Strategy for Planning Assistance to States (PAS) and Floodplain Management Services (FPMS)
- PGN Update includes EJ in Planning Studies and Decision-Making Process
- **ONGOING: Update EJ Considerations for NEPA (EA's) in Regulatory**
- **ONGOING: EJ Coordination During Design, Construction, and Operations Phases**

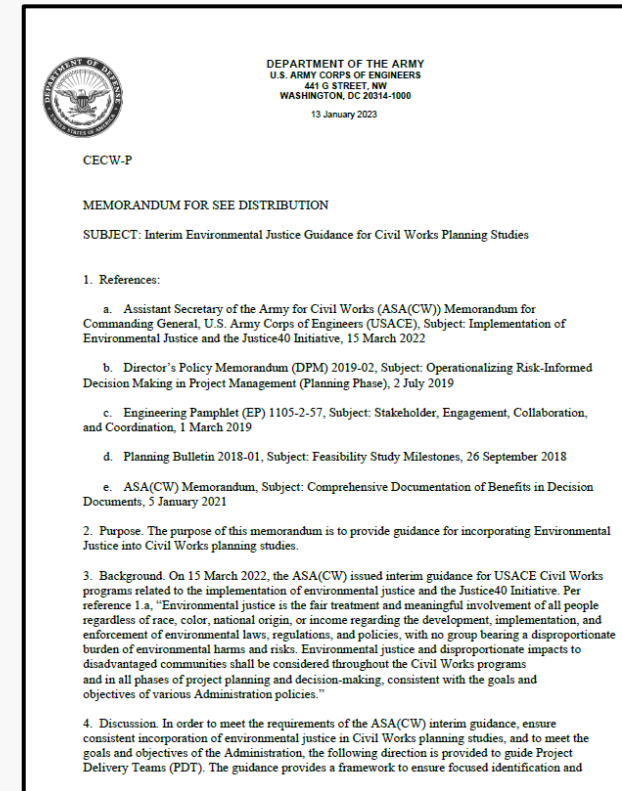


# ENVIRONMENTAL JUSTICE POLICY UPDATES



## GUIDANCE FOR CIVIL WORKS PLANNING STUDIES

- Issued Memo Interim Environmental Justice Guidance for Civil Works Studies- 13 January 2023
- Ensures focused identification and engagement with underserved and Tribal communities. Includes them in the planning and decision-making process
- Engagement and analysis throughout study phases
  - Scoping
  - PMP/Communication Plans (EJ Strategic Plans)
  - Identifying Objectives and Constraints
  - Alternative Development



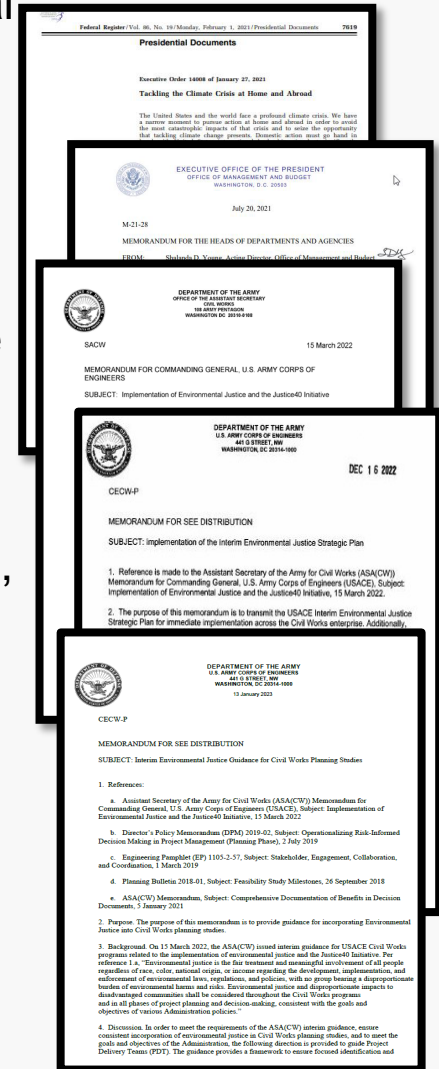


# WRDA 2020 PROVISIONS

## ASA(CW) & HQ MEMOS, 2021-2023 EJ IMPLEMENTATION GUIDANCE



- **ASA(CW) – January 2021** Places emphasis on analysis of four accounts – National Economic Development, Environmental Quality, Regional Economic Development, and Other Social Effects.
- **ASA(CW) – October 2021** Delegates decision to MSC level for analysis.
- **USACE – March 2022** Provides agency specific guidance for Civil Works to include engagement, impact analysis, and equitable solutions for disadvantaged and rural communities.
- **USACE – December 2022** Establishes EJ District Coordinators, EJ Division Leads, and HQ EJ Program Manager to address Justice40 and EJ issues within USACE. Directs offices to develop EJ Strategic Plans for future communication.
- **USACE – January 2023** Ensures Justice40 communities are included throughout the planning process from scoping phase to decision milestone.
- **ASA(CW) – March 2023** Defines Economically Disadvantaged Communities per WRDA 2020 Sec. 160.





# TRIBAL PARTNERSHIP PROGRAM



- TPP Memo Signed – 29 November 2022
- Maximizes Tribal Expertise, Knowledge, and Resources
- 100% Federally Funded (study/design/construction)
- Studies and Projects Supported:
  - ✓ Flood Damage Reduction
  - ✓ Environmental Restoration and Protection
  - ✓ Cultural and Natural Resource Preservation
  - ✓ Watershed Assessments
  - ✓ Climate Resiliency and Energy Efficiency (Greenhouse Gas Reduction (GHG))



Pima-Maricopa Irrigation Renewable Energy Pilot Project Feasibility Cost Share Agreement (FCSA) Signing Event  
29 November 2022



# PAS AND FPMS STATUS



U.S. Army Corps of Engineers  
Floodplain Management Services and  
Planning Assistance to States Outreach  
Plan: Providing Technical Assistance to  
Underserved Communities

3 March 2023

1

- Issued Program Specific Outreach Strategies that Supplement District/Division Endorsed EJ Strategic Plans – March 2023
- Provide guidance, objectives and metrics for the PAS and FPMS programs for purposes of management and tracking engagement and project efforts to underserved communities
  - Increases awareness of PAS/FPMS programs only
  - Improve access to technical resources within those programs
  - Reports annual program results for the EJ Scorecard



# CONTINUING AUTHORITIES PROGRAM



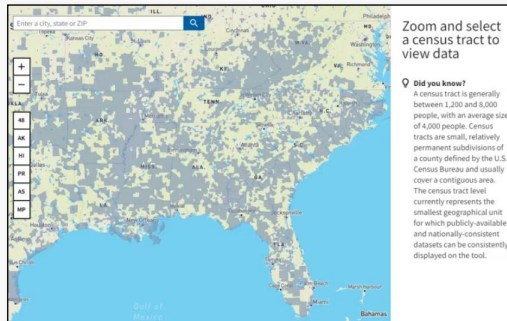
- WRDA 2020, Section 160 Policy Guidance Signed and defines Economically Disadvantaged Communities – 14 March 2023
- CAP Pilot Program Status – Section 165
  - 30-day Public Comment Period ended 24 April 2023
  - Implementation Guidance Awaiting ASA(CW) Approved 12 June 2023
  - Section 165(a) proposal period closed 20 October 2023
  - **CAP Specific Engagement Plans - ONGOING**





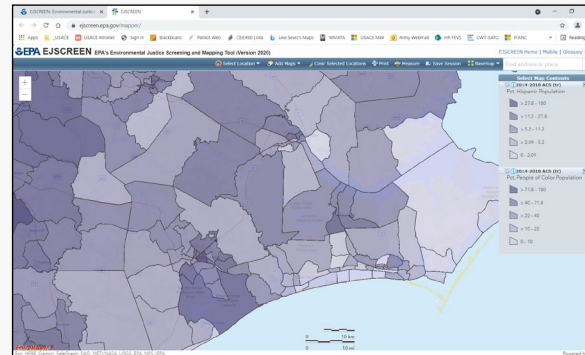
## CEQ - Economic Justice Screening Tool (CEJST)

- CEQ economic justice screening tool assesses impacts to economically depressed communities
- Does not delineate between racially diverse communities
- Potentially tied to funding request
- Cited by Administration as a tool for EJ analysis



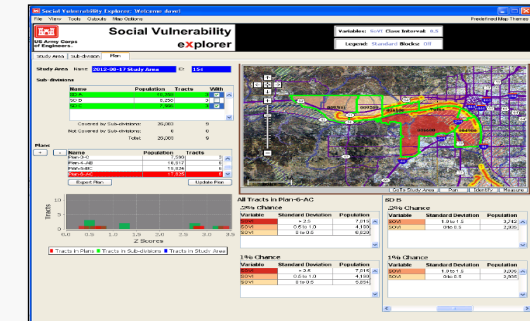
## EJ Screen 2.0 (EPA)

- EPA updated to align with CEQ requirements and to conduct EJ analysis
- Easy to use, widely used by Federal agencies
- Cited by Administration as a tool for EJ analysis



## SOVI-X (USACE)

- Geographically based
- Inputs are alternatives or hazards – flood events common for USACE
- Produces a number and type (age, income, language etc.) of vulnerable people impacted
- Currently being modified to align with policy changes





# OUTREACH & ENGAGEMENT

IWR – CPCX DOCUMENT / FPMS AND PAS PLAN ISSUED / USACE EJ STRATEGIC PLANS



- This guide is designed to help districts develop an *environmental justice strategic plan* as required by the 16 December 2022 USACE HQ memo *Implementation of the Interim Environmental Justice Strategic Plan*. These district plans are intended to synchronize activities across the district and describe long-term strategies that will help institutionalize environmental justice policy and practices
- The memo states that these plans should focus on 1) building internal and external capacity; 2) structuring the office for success; 3) assessing current relationships and capabilities; and 4) preparing for, and conducting, inclusive outreach and engagement approaches
- FPMS/PAS Underserved Community Outreach Plan issued - March 2023
- **ALL USACE DIVISION COMMAND DELIVERY – 3 APRIL 2023**

Guide for Preparing District Environmental Justice Strategic Plan  
Version 1, January 2022

DEPARTMENT OF THE ARMY  
PACIFIC OCEAN DIVISION, U.S. ARMY CORPS OF ENGINEERS  
573 BONNEY LOOP, BUILDING 525  
FORT SHAFTER, HAWAII 96858-5440

CEPOD-PDC (1200A)

MEMORANDUM FOR Deputy Commander  
Headquarters, U.S. Army Corps of Engineers  
20314-1000

SUBJECT: Endorsement of Pacific Ocean District Environmental Justice Strategic Plans

1. References:

- Assistant Secretary of the Army Memorandum (Implementation of Environmental Justice Strategic Plan), 16 Dec 22.
- CECW-P Memorandum (Implementation of Environmental Justice Strategic Plan), 16 Dec 22.
- Guide for Preparing District Environmental Justice Strategic Plans, USACE Collaboration and Public Participation.

2. POD has received the Environmental Justice Strategic Plans from Alaska Districts for review and endorsement (Reference 1.a.).

3. The District Environmental Justice Strategic Plans are being prepared from Public Affairs, Programs, Planning and Regulatory.

4. The District Strategic Plans require the use of the Economic Justice Screening tool to broadly encourage engagement with state/local groups as appropriate. Plans will be approved as new information becomes available. The District's Environmental Justice Strategic Plans are endorsed every three years to ensure

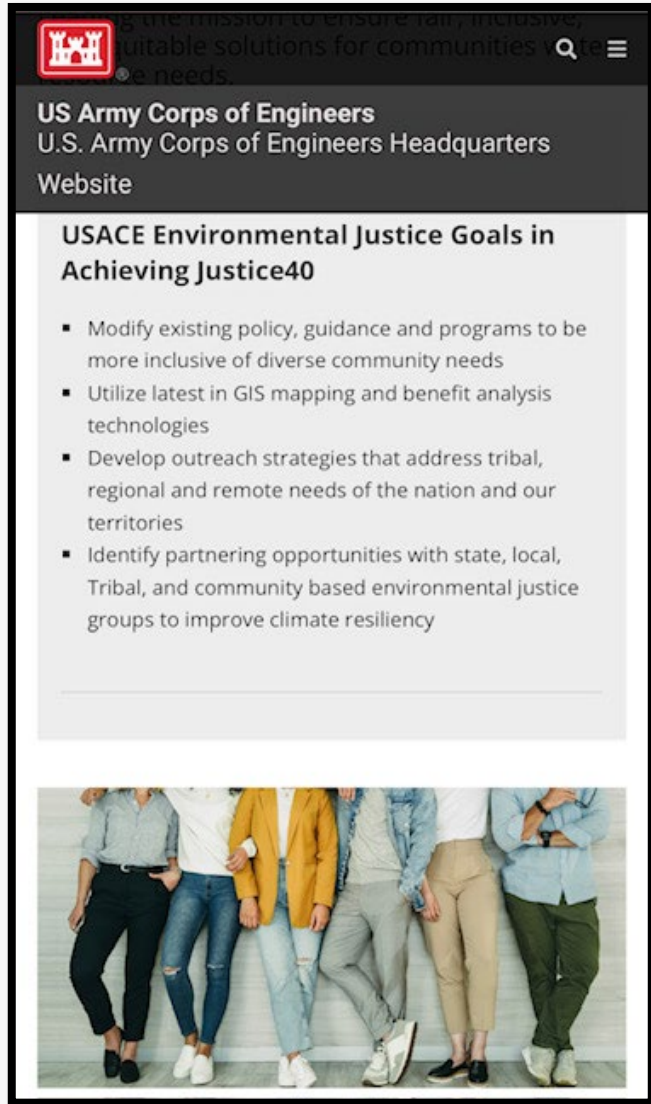
U.S. Army Corps of Engineers  
Floodplain Management Services and Planning Assistance to States Outreach Plan: Providing Technical Assistance to Underserved Communities

**DELIVERED**

3 March 2023

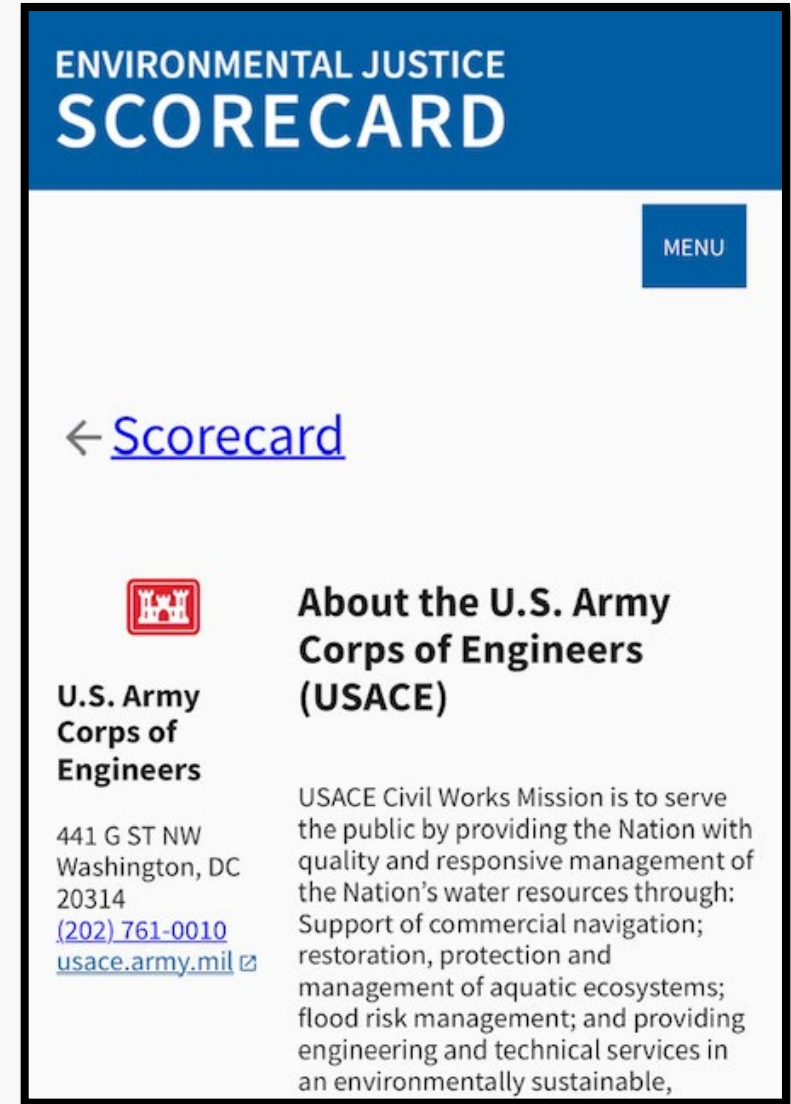


# USACE EJ WEB LINK & WH EJ SCORECARD



**Includes Links to:**

- ASA(CW) and HQ Policy/Guidance
- CEJST Tool
- EPA Screen Tool
- EJ Scorecard



**Will Include Highlight Reel of EJ Related Photos and Activities**

