

NEPA Assignment: Tracking, Filing, and Records Management

Speaker: Pete McGilvray

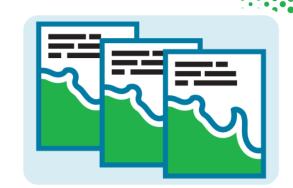
10/17/2016

The environmental review, consultation, and other actions required by applicable federal environmental laws described in this training are carried out by FDOT pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated [INSERT DATE], executed by FHWA and FDOT.



Purpose of Training

- 1. Data management and retention requirements
- 2. Maintaining the project file in SWEPT
- 3. Retrieving project documents in SWEPT
- 4. Organizing the administrative record



NEPA ASSIGNMENT MOU

- 8.3 Records Retention
- 8.3.1 FDOT will retain project files and files pertaining to the discharge of its responsibilities under this MOU in accordance with FDOT Records Management Policy (Topic Number 050-020-025) and Retention and Disposal Schedule GS1-SL(167), which meets or exceeds requirements established in the FHWA Records Disposition Manual (Field Offices) Chapter 4, FHWA Order No. 1324.1 B, issued July 29, 2013.
- 8.3.2 In accordance with FDOT Records Management Policy (Topic Number 050-020-025) and Retention and Disposal Schedule GS1-SL(167), records will be retained for 5 fiscal years after the completion of the project, reporting requirement or other applicable activity.
 - To the extent that FHWA's Records Disposition Manual is amended to provide for a longer retention period, FDOT will meet such requirement.
 - FDOT will permanently store records for Significant Transportation Projects as they are defined in FHWA Order No. 1324.1B.
- 3.3.3 In the case of a conflict between FHWA Records Disposition Manual, FHWA Order M1324.1B, FDOT Records Management Policy, and Retention and Disposal Schedule the more stringent retention requirements shall control.
- 8.3.4 Nothing contained in this MOU is intended to relieve FDOT of its recordkeeping responsibilities under 2 C.F.R. §§200.333-200.337 (Record Retention and Access) or other applicable laws.





What is a "Document"?

- "Documents" or "records" include letters, staff reports, emails, meeting minutes, studies, models, guidance documents...
- Format doesn't matter
 - Hand written notes
 - Transcript
 - Comment cards
- Basically anything the decision making authority considered, or presented, or the information was reasonably available during the process







What is included in the project file?

- NEPA Document
- Technical Reports
- Meeting Summaries
- Telephone calls, Memos
- Correspondence with Agencies and Stakeholders
- Comments and Responses







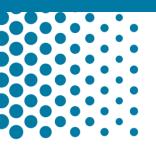
What is an Administrative Record?

- All documents and materials directly or indirectly considered or relied upon by the agency decision maker at the time it made its final decision in the NEPA review process
 - Includes the decision documents
 - Documents generated or received by the agency during the environmental project review
- FDOT's official record of the NEPA decision making process
- It is **NOT** the Project File





Lesson 1: Data Management and Retention Requirements



Record Retention and Access

- Records Management and Disposal Requirements
 - FDOT Records Management Procedure (Topic Number 050-020-025)
 - FDOT Retention and Disposal Schedule GS1-SL(167)
 - FHWA Records Disposition Manual (Field Offices) Chapter 4, FHWA Order No. 1324.1 B, issued July 29, 2013
 - 2 C.F.R. §§ 200.333-200.337 (Record Retention and Access)
- Access to Files
 - Public Record Laws
 - FHWA Inspection





FDOT Records Management Procedure

Approved:

Effective: August 5, 2013 Office: Support Services Topic No.: 050-020-025-q

RECORDS MANAGEMENT

PURPOSE:

To assist each office within the Department of Transportation (Department) with maintaining effective records management.

AUTHORITY:

Sections 20.23(4)(a) and 334.048(3), Florida Statutes (F.S.)

REFERENCES:

- Chapter 119, F.S., Public Records
- · Chapter 257, F.S., Public Libraries and State Archives
- Chapter 334, F.S., Transportation Administration
- Section 283.55, F.S., Purging of Publication Mailing Lists
- Rule Chapter 1B-24, F.A.C., Department of State, Public Records Scheduling and Disposition
- Rule Chapter 1B-26, F.A.C., Department of State, Records. Management- Standards and Requirements
- Policy No. 001-325-060, Security and Use of January Including E-Mail, Internet and Anti Vi
- Procedure No. 325-080-003, Eleg

(EDMS) Requirements

http://fdotwp1.dot.state.fl.us/ProceduresInformationManagementSystemInternet/?viewBy=1&procType=pr#







Retention and Disposal Schedule GS1-SL(167)

Records retained for 5 fiscal years after the completion of the project, reporting requirement or other applicable activity.

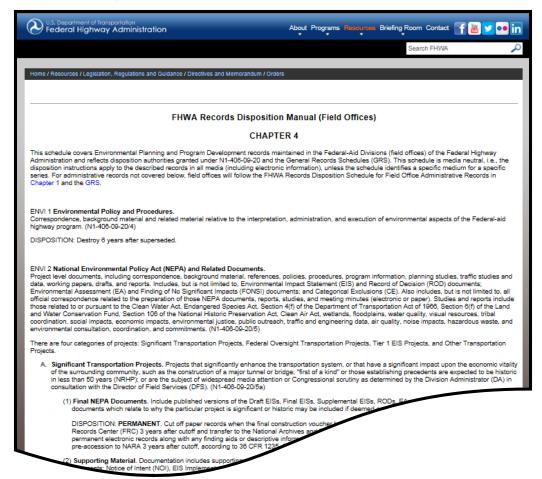


Countdown begins when Work Program reports the project is completely closed (FM# Status = 100)





FHWA Records Disposition Manual



https://www.fhwa.dot.gov/legsregs/directives/orders/envi-reg.cfm







2 C.F.R. §§ 200.333-200.337



• Section 200.334 Requests for transfer of records

• Section 200.335 Methods for collection, transmission and storage of

information

Section 200.336 Access to records

• Section 200.337 Restrictions on public access to records

Available on Electronic Code of Federal Regulations Website:

http://www.ecfr.gov/cgi-bin/text-idx?SID=7de2e7eeff922f4b467fd73187ab1527&mc=true&node=sg2.1.200 1332.sg6&rgn=div7





Summary

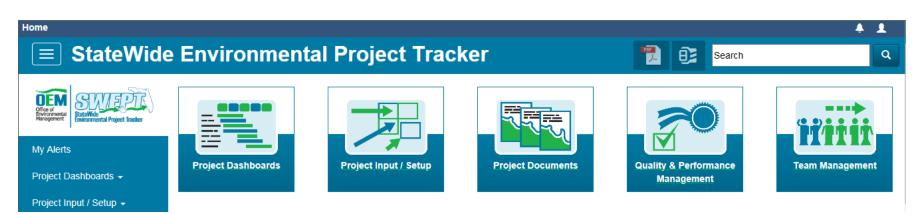
- FDOT maintains project files as required by law
- FDOT's retention program meets or exceeds federal requirements
- Records retained for at least five years following construction
- Records for Significant Transportation Projects permanently stored





Support for Records Management

- Electronic Document Management System (EDMS)
 - Stores and Archives files
 - Maintains appropriate retention and disposal schedule.
 - Makes documents available to other FDOT computer applications.
- StateWide Environmental Project Tracker (SWEPT)
 - Provides an interface to EDMS, integrated with project work flow









Lesson 2: Maintaining the Project File in SWEPT

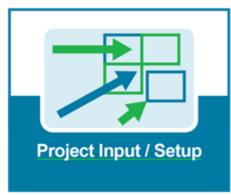


We use SWEPT to help meet MOU requirements

Includes tools for the project team to:

- Archive documents in EDMS
- Organize project files consistently
- Apply consistent naming conventions
- Provide timely access to files









Document Naming Convention

FM#-COA-District-Document_Name-Date

Where:

- FM# = The full work program Financial Management Number (at least item number and item segment, and phase type, phase group and sequence number if provided), with dashes removed.)
- COA = Abbreviated Class of Action: CE1, CE2, SEIR, EA, EIS
- District = Abbreviated district # or FTE for Turnpike: D1, D2,...FTE
- Archive documents in EEDMS
- Document_Name = The original file name, minus extension, with spaces replaced by underscores (or use Document Type and subtype)
- Date = Date the document was created or last modified (or in the case of correspondence, the date when it was sent), formatted YYYY-MMDD





SWEPT Project Page

Home > Project Page - TEST PROJECT



StateWide Environmental Project Tracker









Q





My Alerts

Project Dashboards -

Project Input / Setup ▼

Project Documents ▼

Quality & Performance Management

Team Management ▼

Administration -

Reports ▼

Help →

TEST PROJECT

FM Numbers

432574-2-52-01

Group Identifiers

BDII

MAJR

MPO **PEAO**

SIS

60DA

District

FDOT District 1

County

Charlotte County

Project Description

Not Available

Work Mix/Activity Type

PEDESTRIAN/WILDLIFE OVERPASS

Class of Action

Type 2 CE

FAP Number

8886-440-A

District Project Team

Posey, Phillip Editor

OEM Reviewers

Clark, Thu OEM Environmental Analyst

Cornwell, Katasha Lead Reviewer, OEM Environmental Analyst

Hodgson, Martha OEM Engineer

OGC Reviewers

Project Contact Details

Project Contact List



Schedule Data

Project schedule information is from a PSM export file dated 10/16/2016 08:42 pm, not a live connection to the PSM database.

| | ETDM | ETDM | | | | | | | | | | |
|---------|---------|---------|---------|------|------|----------|--|----------|------|------|---------|--|
| | Program | Program | | | | | | District | | | | |
| ETDM | Prelim | Final | PD&E | | | | | QC of | | | Prepare | |
| Program | Sum | Sum | Scope - | PD&E | Type | Planning | | Draft | Туре | LDCA | Env | |









Prepare

Public



Project Documents



Project Documents

| | | Last | In | Add More | | | | |
|--|---|----------------|------------|----------|---------|--------|-------------|--|
| Document | File Name | Edited | EDMS | Add More | | | | |
| Environmental Certification | 19383315201-CE2-D1-Draft_Status_of_Environmental_Certification_for_Federal_Project_CHARLOTTE -2016-0926 | 9/26/2016 | No | | Replace | Delete | Send to ED | |
| Draft Type 2 CE | 19383315201-CE2-D1-Draft_Checklist_CHARLOTTE -2016-1014 | 10/14/2016 | No | | Replace | Delete | Send to ED | |
| Public Involvement | | | | | | | | |
| Document | File Name | Last Edited | In EDMS | | | | | |
| Public Involvement Plan (PIP) | No file uploaded | | No | Add New | Replace | Delete | Send to EDN | |
| Sociocultural Effects Evaluation | | | | | | | | |
| Archaeological and Historical Reso | urces | | | | | | | |
| Wetlands and Other Surface Water | 's | | | | | | | |
| Aquatic Preserves and Other Outstanding Florida Waters | | | | | | | | |
| Protected Species and Habitat | | | | | | | | |
| Essential Fish Habitat | | | | | | | | |

| Co | rre | sp | on | de | enc | е |
|----|-----|----|----|----|-----|---|
| | | | | | | |



| Document | File Name | Last Edited | In EDMS | | |
|-------------------------|--|-------------|---------|---------|--------|
| Email Re: Water Habitat | 19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0520 | 05/20/2016 | No | Replace | Delete |
| Letter inquiry to FDOT | 19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0620 | 06/20/2016 | No | Replace | Delete |



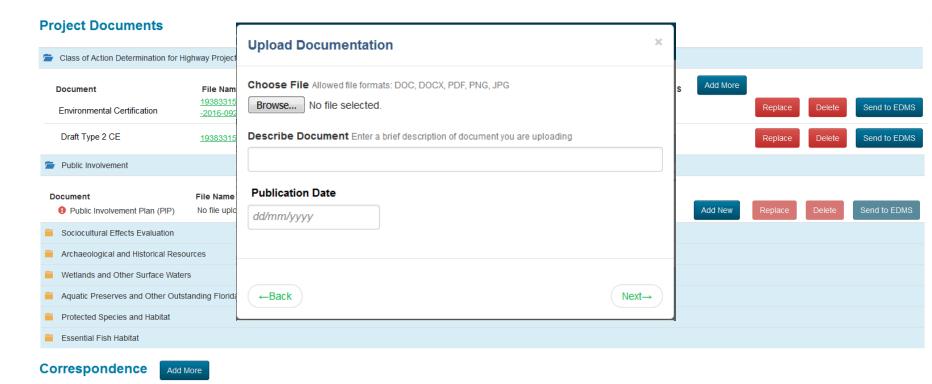






Project Documents







Document

Email Re: Water Habitat

Letter inquiry to FDOT

File Name



19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0520

19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0620



In EDMS

No

No

Last Edited

05/20/2016

06/20/2016



Project Documents

Project Documents

| Class of Action Determination | ion for Highway Projects | | | | | | |
|---|--|-------------------------------|------------------|----------|---------|--------|--------------|
| Document Environmental Certification | File Name 19383315201-CE2-D1-Draft_Status_of_Environmental_Certification_for_Federal_Project_CHARLOTTE -2016-0926 | Last Edited 9/26/2016 | In EDMS | Add More | Replace | Delete | Send to EDMS |
| Draft Type 2 CE | 19383315201-CE2-D1-Draft_Checklist_CHARLOTTE -2016-1014 | 10/14/2016 | No | | Replace | Delete | Send to EDMS |
| Public Involvement | | | | | | | |
| Public Involvement Plan (PIP) | File Name 19383315201-CE2-D1-Public_Involvement_Plan -2016-1015.pdf | Last Edited 10/15/2016 | In EDMS No | Add More | Replace | Delete | Send to EDMS |
| Socia cultural Effects Evalua | ation | | | | | | |
| Archaeological and Historic | cal Resources | | | | | | |
| Wetlands and Other Surface | ce Waters | | | | | | |
| Aquatic Preserves and Oth | ner Outstanding Florida Waters | | | | | | |
| Protected Species and Hab | bitat | | | | | | |
| Essential Fish Habitat | | | | | | | |
| Correspondence | Add More | | | | | | |
| Document | File Name | Last Edited | In E | DMS | | | |
| Email Re: Water Habitat | 19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0520 | 05/20/2016 | No | | Re | eplace | Delete |



Letter inquiry to FDOT



19383315201-CE2-D1-Correspondence_Email_Re:_Water_Habitat -2016-0620

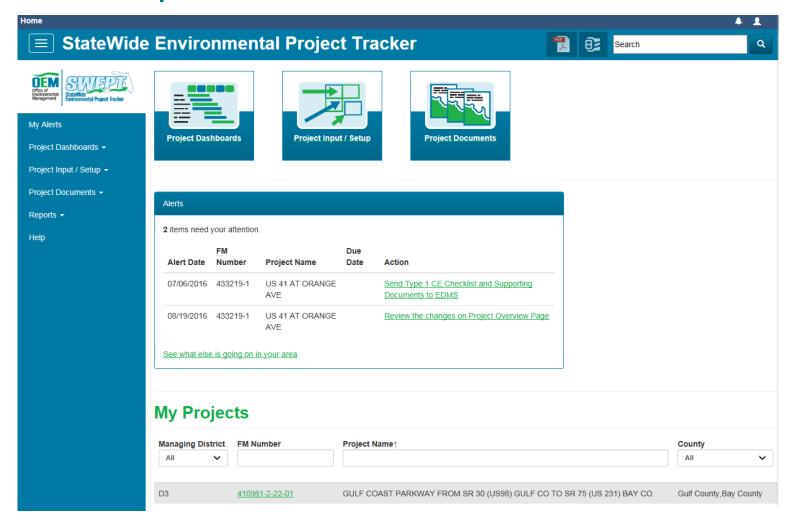


06/20/2016

Lesson 3: Retrieving Documents in SWEPT



SWEPT Examples



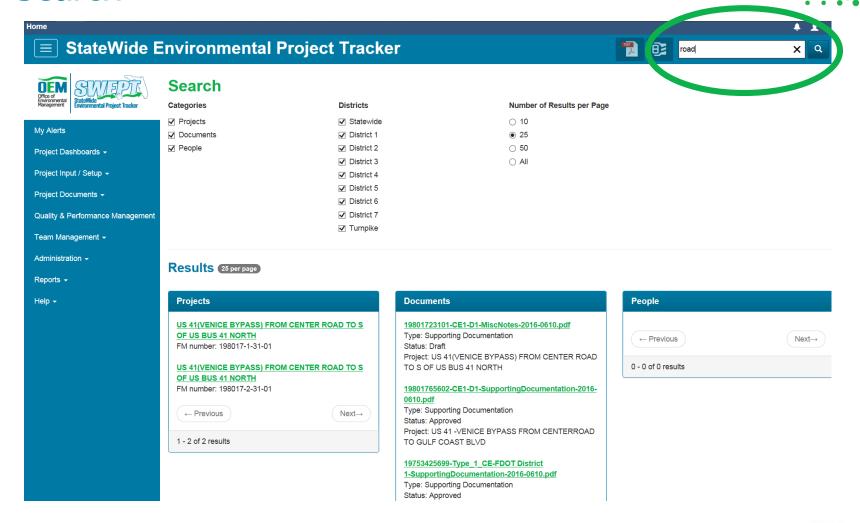








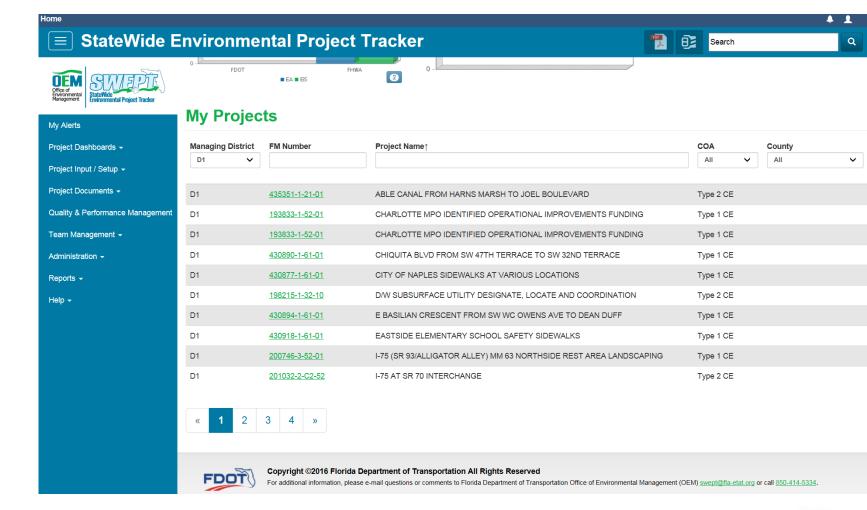
Site Search







Project Lists

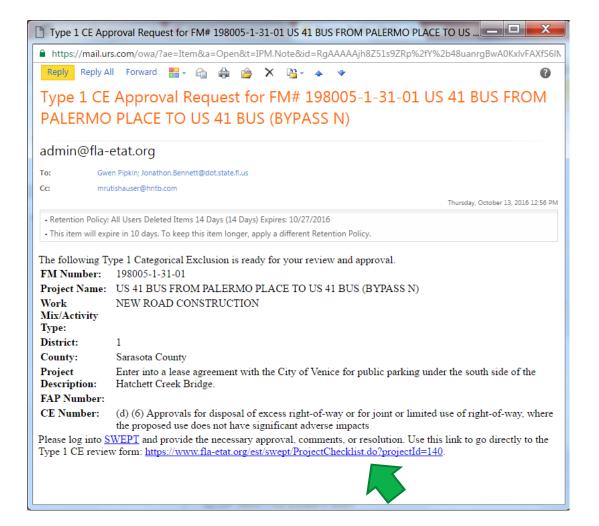








Notifications

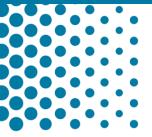








Lesson 4: Organizing the Administrative Record



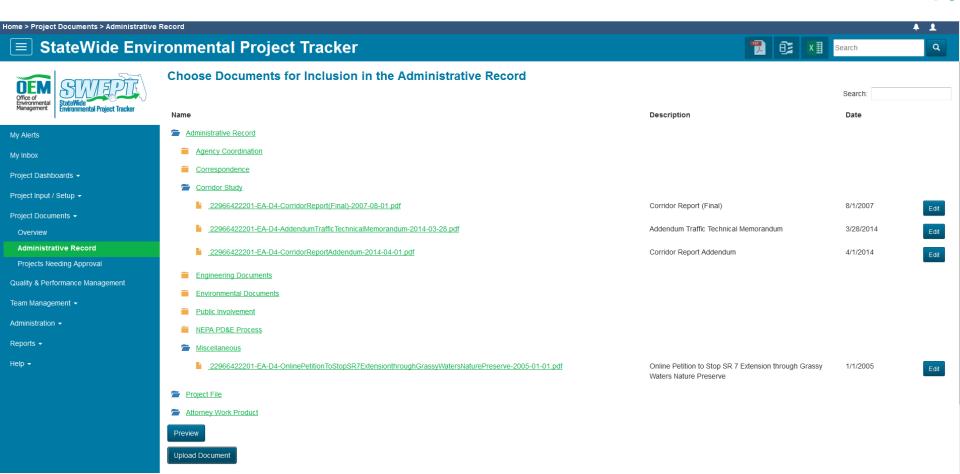
Preparing the Administrative Record

- Start early in the process and maintain accurate files
- District Project Manager has primary record keeping responsibilities (SWEPT)
 - Project File
 - Project File and AR
 - Attorney Work Product
- Randomly check files to make sure they are updated
- When litigation is filed, the District Project Manager finalizes the AR
- Contact all personnel involved in the project and gather files and documents
- Much easier if the project team has been managing the files and preparing the AR during the entire process





Administrative Record Tool









Most Important Factor Relating to the AR

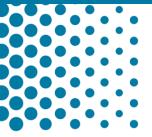
If it's not in the record, it didn't happen







Course Summary



Key Take-away Points

- Maintaining accurate and up-to-date files is important to the success of the NEPA Assignment Program
- SWEPT provides tools to help you with data management and retention requirements
- PD&E Project teams are expected to maintain files in SWEPT





Poll Question





Which statement best summarizes FDOT's retention schedule for PD&E Studies?



More Information



SWEPT Videos

SWEPT >Help

OEM Help Desk

swept@fla-etat.org (850) 414-5334



