

Executive Order 13807	Breaking Down Barriers Report & MAP-21	Other Relevant Federal Law
Cross-Agency Priority Goal The Office of Management and Budget (OMB) and the Federal Permitting Improvement Steering Council (FPISC) must implement a Cross-Agency Priority Goal limiting the environmental review process to 2 years. OMB and FPISC should modify Strategic Plans and can complete additional guidance to carry out the Cross-Agency Priority Goal.	Breaking Down Barriers (BDB) Report called for the Department of Transportation (DOT) to “develop consistent expectations for environmental review.” A review was included in the Moving Ahead for Progress in the 21st Century Act (MAP-21). BDB Report, and subsequent Follow-on Study, called for DOT to align Strategic Plans of modal agencies to highlight and eliminate delays in project development.	In 2012, Executive Order 13604 was issued to encourage interagency collaboration for federal permitting of infrastructure projects. In 2013, a Presidential Memorandum created an interagency team made of OMB, DoT, and the Council on Environmental Quality (CEQ) to streamline the review and permitting of infrastructure projects.
One Federal Decision/Lead Agency Creates the “One Federal Decision” process and tasks a lead federal agency with navigating major infrastructure projects through the environmental review process. The lead federal agency is tasked with managing a singular Record of Decision for the environmental reviews process.	BDB Report proposes establishing a “Project Delivery Partnering Plan” to accelerate federal approval, and MAP-21 allows DOT to designate a single “modal agency as lead agency for environmental review.” BDB Report also calls streamlining the Record of Decision process. MAP-21 includes aspirational language that says agencies “should” use a single Record of Decision document when possible.	The lead agency idea is also addressed in the following statutes and reports: • Fixing America’s Surface Transportation (FAST) Act • Water Resources Development Act of 2014 • 2015 “Red Book” – multi-agency report on environmental review
Dashboard Requires that major infrastructure projects be tracked under a Dashboard. Also gives OMB the ability to produce a scorecard with regards to the CAP Goal.	BDB Report calls for a “program database” to optimize reporting process. The Follow-on Study called for a “Dashboard” to ensure timely project delivery.	The FAST Act created a permitting dashboard for federal infrastructure projects, which is available online at permits.performance.gov.
Automatic Elevation Allows OMB guidance to track whether agencies missed permitting deadlines automatically elevates to appropriate senior agency officials.	BDB Report calls for a “prompt action” provision to encourage agencies to accelerate project delivery. MAP-21 authorized DOT to establish an “elevation process” for permitting disputes.	Does not appear to be addressed elsewhere in federal policymaking process.
Penalties Provides the OMB Director the discretion to determine if penalties authorized in law are appropriate for missed deadlines.	BDB Report calls for a “prompt payment” provision to penalize agencies that miss deadlines. MAP-21 authorized DOT to impose monetary penalties for certain delays.	Penalties are addressed in: • FAST Act of 2015 • Water Resources Development Act of 2014 • FTA and FHWA guidance
CEQ Guidance Tasks CEQ with developing a list of initial actions to optimize interagency coordination.	The BDB Report says that CEQ guidelines can be adjusted without “violating the spirit of the National Environmental Policy Act (NEPA).”	Congress has considered NEPA changes but has failed to enact major reform.