



BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT

Categorical Exclusion Review

BSEE proposed federal action: The proposed BSEE federal action is to incorporate by reference the Seventh Edition of American Petroleum Institute Specification 2C (API Spec 2C), "Offshore Pedestal-mounted Cranes," into BSEE regulations.

Proposed action: All cranes manufactured and/or installed on fixed platforms after the effective date of the final rule would be required to comply with the Seventh Edition of API Spec 2C instead of the Sixth Edition of API Spec 2C.

Proposed CE: 43 CFR 46.210(i), Policies, directives, regulations and guidelines of a technical nature; 516 DM 15.4 (C)(1), Issuance and modification of regulations for which the impacts are limited to administrative, economic or technological effects and the environmental impacts are minimal.

Prior NEPA documents tied to this proposed rule: See attached memorandum from Argonne National Labs to Amy White.

BSEE prepared this CER to:

(1) Determine whether the action proposed is the same action contemplated in 43 CFR 46.210(i) and 516 DM 15.4 (C)(1); and (2) Determine whether there are extraordinary circumstances associated with the proposed action such that application of the categorical exclusion is inappropriate (Table 2).

Extraordinary Circumstances: Following is a list of extraordinary circumstances from 43 CFR 46.215 which, if present, preclude categorically excluding the proposed action from NEPA analysis (Table 2). Therefore, an EA or EIS must be developed prior to implementation of the proposed action, if the proposed action triggers a "yes" answer. This extraordinary circumstance review is necessary before use of the categorical exclusion.

Concluding remarks for the decision maker:

Based upon the information in this document, the proposed rule is categorically excluded from further NEPA analysis pursuant to 43 CFR 46.210(i) and 516 DM 15.4 (C)(1). No extraordinary circumstances exist to preclude this categorical exclusion.

Chief, Environmental Enforcement Division

Date

4/18/14

Table 2. Extraordinary circumstance review.

Will the proposed activities:	Answer:
(a)...have significant impacts on public health or safety?	No
(b)...have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (EO 11990); floodplains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas?	No
(c)...have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]?	No
(d)...have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?	No
(e)...establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	No
(f)...have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects?	No
(g)...have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau?	No
(h)...have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species or have significant impacts on designated Critical Habitat for these species?	No
(i)...violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment?	No
(j)...have a disproportionately high and adverse effect on low income or minority populations (EO 12898)?	No
(k)...limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (EO 13007)?	No
(l)...contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act (FNWCA) and EO 11122)?	No