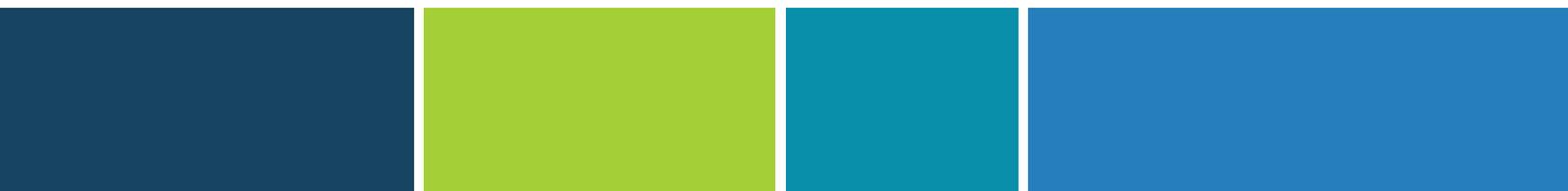




# Quarterly Agency Performance Report

**Permitting Council—Executive Director  
Fiscal Q4 2025 (July–September 2025)**

December 23, 2025





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# Acknowledgments

Pursuant to 42 U.S.C. § 4370m-7(a)(2), the Executive Director of the Federal Permitting Improvement Steering Council (Permitting Council) submits to Congress this quarterly report evaluating agency compliance with the provisions of Title 41 of the Fixing America’s Surface Transportation Act (FAST-41). This report provides a description of the implementation and adherence of each agency to the coordinated project plan (CPP) and permitting timetable requirements under 42 U.S.C. § 4370m-2(c), requirements for agency postings of certain information under 42 U.S.C. § 4370m-2(b)(3) and transparency project provisions under 42 U.S.C. § 4370m-2(b)(2) during the fourth quarter of fiscal year 2025 (July–September 2025).

The Permitting Council is a federal agency charged with making the federal permitting process more efficient by improving the accountability, transparency and predictability of the federal environmental review and authorization process for certain critical infrastructure projects. The Permitting Council comprises the Executive Director, who serves as the Permitting Council Chair, and 15 additional members, including the Deputy Secretary (or equivalent) from 13 federal agencies, the Chair of the Council on Environmental Quality and the Director of the Office of Management and Budget.



Federal Permitting Improvement Steering Council



Department of Agriculture



Department of the Army



Department of Commerce



Department of Energy



Department of Transportation



Department of War



Federal Energy Regulatory Commission



Department of Homeland Security



Nuclear Regulatory Commission



Department of Housing and Urban Development



Advisory Council on Historic Preservation



Office of Management and Budget



Council on Environmental Quality



Environmental Protection Agency



Department of the Interior



# Quarterly Agency Performance Report

## Fiscal Q4 July–September 2025

### 1. Summary of Federal Agency Performance

The following summarizes the FAST-41 covered and transparency project portfolio and federal agency performance and compliance with FAST-41 requirements for the fourth quarter of fiscal year 2025 (fiscal Q4 2025):

- ▶ During this period, there were **45 active covered projects** on the Federal Permitting Dashboard (Dashboard).<sup>1</sup> **Seven new projects** joined the covered project portfolio during fiscal Q4 2025, representing **12 percent growth** in the portfolio compared to the preceding quarter. **Two covered projects were completed** during the quarter.
- ▶ In this quarter, the transparency project portfolio contained 31 projects. **Two were completed** during the quarter.
- ▶ At the end of the reporting quarter, of the 38<sup>2</sup> active covered projects that had permitting timetables established, 2 have had reductions in overall permitting timetables, 21 have had no changes to overall anticipated project duration, 7 have had extensions of less than a year and 8 have had extensions of more than a year (see Figure 1).



<sup>1</sup> The Dashboard is hosted and maintained by the Department of Transportation (DOT) and is used as a transparency and compliance tool for many types of infrastructure projects in which the Federal Government is involved. A small percentage of the projects on the Dashboard are FAST-41 covered and transparency projects. The Dashboard is accessible at <https://www.permits.performance.gov/projects>.

<sup>2</sup> Bluepoint Wind 1, Dewey Burdock ISR Uranium Project, Kawich Solar Project, Larrea Solar Project, Pelican Carbon Sequestration Hub, Santee Sioux Tribe Water Capacity and Infrastructure Improvements and Tonopah Flats Lithium Project did not have permitting timetables established during this reporting period.

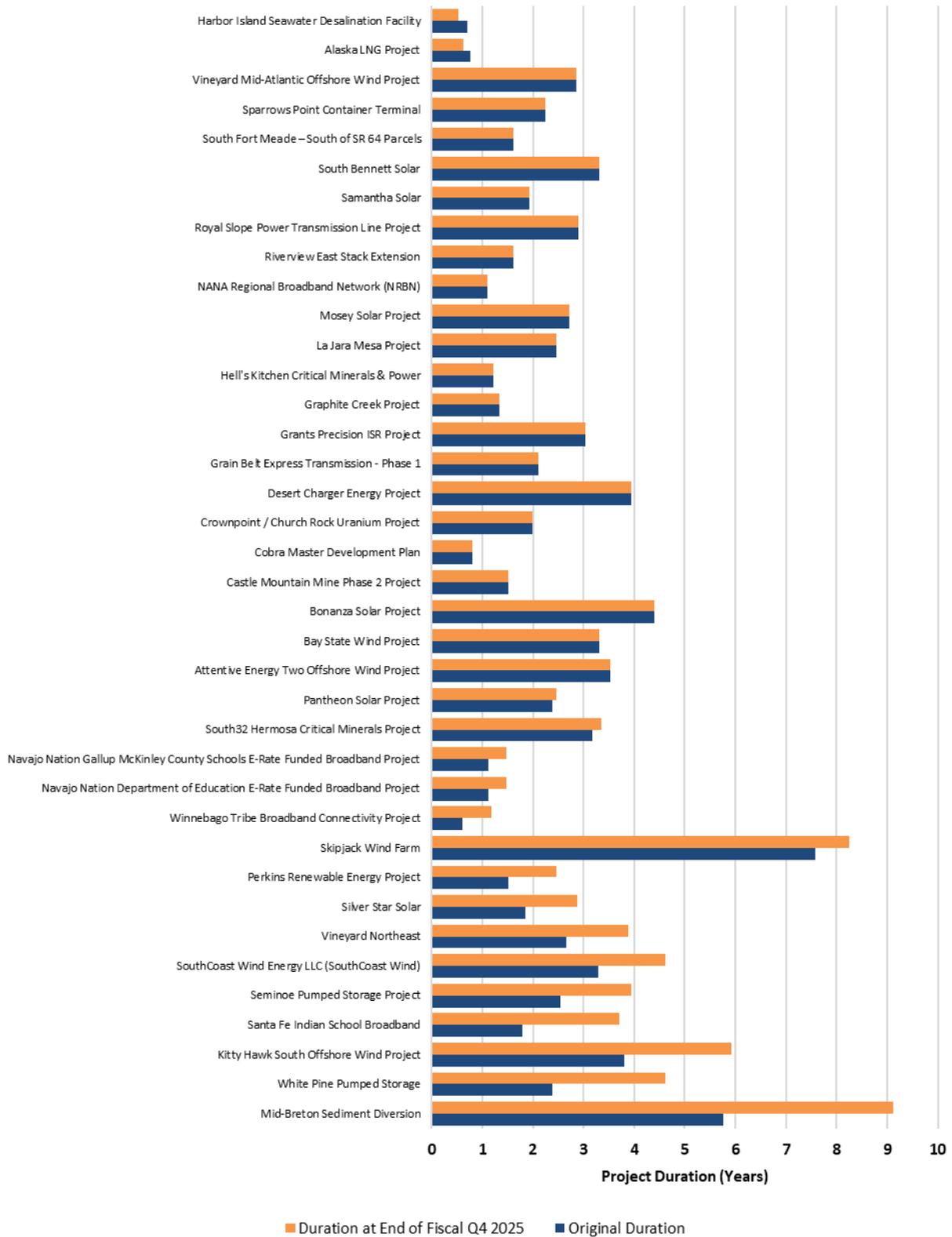


Figure 1: Comparison of covered project originally anticipated schedules to actual schedules at the end of fiscal Q4 2025.

- ▶ Agencies completed 13 environmental reviews and authorizations this quarter, including the following:
  - BIA’s right-of-way authorization for Winnebago Tribe Broadband Connectivity Project
  - BLM’s environmental impact statement (EIS) for Warrior Met Coal Mines
  - FWS’s Endangered Species Act (ESA) consultation for NANA Regional Broadband Network (NRBN) and Lisbon Valley Copper Project
  - NOAA-NMFS’s essential fish habitat (EFH) consultation for NANA Regional Broadband Network (NRBN)
  - NTIA’s environmental assessment (EA) and Section 106 review for Santa Fe Indian School Broadband
  - USACE’s Clean Water Act (CWA) Section 404 permit for Aqqaluk Pit Exploration and Expansion and EA, Section 408 and Section 10/404 permit for Harbor Island Seawater Desalination Facility
  - USFS’s Section 106 review for Muncy Creek Mineral Exploration Project and Polaris Exploration Project
  
- ▶ There were 44 milestones<sup>3</sup> scheduled to be completed across 17 covered projects during this quarter.<sup>4</sup> The following provides a breakdown of these milestones:
  - Agencies completed 27 milestones.
  - Agencies extended 12 milestones beyond the end of the quarter.
  - Agencies missed and did not update two milestones.
  - Two milestones were associated with a project that was paused during the quarter, and one milestone was associated with an action that was cancelled during the quarter.
  
- ▶ Agencies submitted six requests to the Executive Director to authorize date modifications that would necessitate extensions of final completion dates by more

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<sup>3</sup> Each environmental review or authorization on the Dashboard consists of intermediate and final completion dates for Federal agency action referred to as “milestones.”

<sup>4</sup> The 44 milestones include 37 completion dates and 7 alternative completion dates. The remaining covered projects did not have any milestones scheduled to occur during fiscal Q4 2025 because some of those projects did not have permitting timetables established at the beginning of the reporting period, and some of those milestones are anticipated to occur in the future, beyond the end of the reporting quarter.

than 30 days after the originally established final completion date. After review of the circumstances, the Executive Director granted five requests received timely. One request was not received timely, and the Executive Director did not grant it.<sup>5</sup>

- There were four instances in which completion dates were neither completed on time nor modified per the procedures set forth at 42 U.S.C. § 4370m-2(c)(2)(F), resulting in nonconformance. Agencies met requirements to provide explanations for missed completion dates and established alternative completion dates in all cases but one.<sup>6</sup>
- Agencies reviewed and satisfied the requirements for updating CPPs for applicable covered projects on the Dashboard in all cases but two.<sup>7</sup>
- For covered projects, agencies satisfied the requirements to post certain project information to the Dashboard 99 percent of the time.
- Of the 29 transparency projects active at the end of the quarter, agencies had established comprehensive permitting timetables for 27 projects.

The statutory FAST-41 requirements are explained in detail in the Appendix of this report, and detailed information on agency compliance with these requirements is provided in *Section 4* of this report.

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<sup>5</sup> See *Section 4.11* of this report for details.

<sup>6</sup> See *Section 4.6* of this report for details.

<sup>7</sup> See *Sections 4.3* and *4.7* of this report for details.

## 2. Background

FAST-41 requires the Executive Director to submit a Quarterly Agency Performance Report to Congress, which:

*evaluat[es] agency compliance with the provisions of [FAST-41], [and] which shall include a description of the implementation and adherence of each agency to the coordinated project plan and permitting timetable requirements under [42 U.S.C. § 4370m-2(c)].*

Accordingly, this Quarterly Agency Performance Report, which covers fiscal Q4 2025, evaluates agency implementation of FAST-41 requirements.

To assess compliance for this report, the Permitting Council reviewed CPPs. Under FAST-41, lead agencies must complete a CPP within 60 days of adding a project to the Dashboard. Among other things, a CPP coordinates agency participation in, and completion of, the federal environmental reviews and authorizations required for a project. The project permitting timetable, which is posted and managed on the Dashboard, is a key component of a CPP and includes intermediate and final completion dates<sup>8</sup> for agency actions on environmental reviews or authorizations that are required for the project. The requirements for a CPP and a permitting timetable are discussed in greater detail in the Appendix of this report.

This report provides an overview of:

- The project portfolio;
- Agency implementation of the FAST-41 initiation process, including the requirements for CPPs;
- Agency completion of required CPP quarterly updates;
- Significant permitting timetable changes;
- Agency conformance with permitting timetables;
- Agency postings of required information to the Dashboard; and
- Agency compliance with comprehensive permitting timetable requirements for transparency projects.

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<sup>8</sup> The Dashboard refers to these intermediate and final completion dates as “milestones.”

### 3. FAST-41 Project Portfolio

This section provides a description of both the covered and transparency project portfolio, including information on project lead agencies, infrastructure sectors, location and status. New, completed, cancelled and paused projects are also noted.

#### 3.1. Covered Projects

In this quarter, the covered project portfolio contained 45 active projects and 3 projects for which all federal environmental reviews and authorizations were paused.<sup>9</sup> Active covered projects are summarized by the lead or facilitating agency in Table 1 and organized by sector in Table 2.

*Table 1: Summary by lead or facilitating agency of active covered projects in fiscal Q4 2025.*

Lead or Facilitating Agency	Number of Projects
Department of Agriculture (USDA)	4
Department of Commerce (DOC)	3
Department of War (DOW)	7
Department of Energy (DOE)	2
Department of the Interior (DOI)	23
Federal Energy Regulatory Commission (FERC)	3
Nuclear Regulatory Commission (NRC)	3
<b>TOTAL</b>	<b>45</b>

<sup>9</sup> Active projects are those that had, at any time in fiscal Q4 2025, a status of “planned” or “in progress.” The Executive Director initially posts a FAST-41 covered project on the Dashboard in “planned” status. The project will remain in planned status until the Executive Director receives from the facilitating/lead agency a permitting timetable and posts the permitting timetable to the Dashboard, at which point the project’s status changes to “in progress.”

Active projects may also be characterized as projects for which, at any time in fiscal Q4 2025, federal environmental reviews and authorizations were not “paused,” “cancelled,” or “completed.” The Executive Director places a FAST-41 covered project in “paused” status if continued maintenance of all actions in the permitting timetable or continued federal action in the environmental review and authorization process for the covered project is impossible, and the project has not been either “cancelled” or “completed.” Atlantic Shores North, Beacon Wind Project and Ocean Wind 1 Project were paused for the entirety of the quarter.

Table 2: Active covered projects in fiscal Q4 2025.

Project	Lead or Facilitating Agency
<b>Broadband (BRD)</b>	
NANA Regional Broadband Network (NRBN) (BRD1)	NTIA
Navajo Nation Department of Education E-Rate Funded Broadband Project (BRD2)	BIA
Navajo Nation Gallup McKinley County Schools E-Rate Funded Broadband Project (BRD3)	BIA
Santa Fe Indian School Broadband (BRD4)	NTIA
Winnebago Tribe Broadband Connectivity Project (BRD5)	NTIA
<b>Carbon Capture (CCS)</b>	
Pelican Carbon Sequestration Hub (CCS1)	DOE
<b>Electricity Transmission (ELT)</b>	
Grain Belt Express Transmission - Phase 1 (ELT1)	DOE
Royal Slope Power Transmission Line Project (ELT2)	BOR
<b>Energy Storage (STO)</b>	
Seminole Pumped Storage Project (STO1)	FERC
White Pine Pumped Storage (STO2)	FERC
<b>Manufacturing (MFG)</b>	
Riverview East Stack Extension (MFG1)	USACE
<b>Mining (MNG)</b>	
Castle Mountain Mine Phase 2 Project (MNG1)	BLM
Crownpoint / Church Rock Uranium Project (MNG2)	NRC
Dewey Burdock ISR Uranium Project (MNG3)	NRC
Grants Precision ISR Project (MNG4)	NRC
Graphite Creek Project (MNG5)	USACE
Hell's Kitchen Critical Minerals & Power (MNG6)	USACE
La Jara Mesa Project (MNG7)	USFS
South Fort Meade – South of SR 64 Parcels (MNG8)	USACE
South32 Hermosa Critical Minerals Project (MNG9)	USFS

Table 2: Active covered projects in fiscal Q4 2025, continued.

Project	Lead or Facilitating Agency
<b>Mining (MNG), continued</b>	
Tonopah Flats Lithium Project (MNG10)	BLM
<b>Pipelines (PPL)</b>	
Alaska LNG Project (PPL1)	FERC
Cobra Master Development Plan (PPL2)	USFS
<b>Ports and Waterways (PWW)</b>	
Sparrows Point Container Terminal (PWW1)	USACE
<b>Renewable or Conventional Energy Production (RCE)</b>	
Attentive Energy Two Offshore Wind Project (RCE1)	BOEM
Bay State Wind Project (RCE2)	BOEM
Bluepoint Wind 1 (RCE3)	BOEM
Bonanza Solar Project (RCE4)	BLM
Desert Charger Energy Project (RCE5)	BLM
Kawich Solar (RCE6)	BLM
Kitty Hawk South Offshore Wind Project (RCE7)	BOEM
Larrea Solar Project (RCE8)	BLM
Mosey Solar Project (RCE9)	BLM
Pantheon Solar Project (RCE10)	BLM
Perkins Renewable Energy Project (RCE11)	BLM
Samantha Solar (RCE12)	BLM
Silver Star Solar (RCE13)	BLM
Skipjack Wind Farm (RCE14)	BOEM
South Bennett Solar (RCE15)	BLM
SouthCoast Wind Energy LLC (SouthCoast Wind) (RCE16)	BOEM
Vineyard Mid-Atlantic Offshore Wind Project (RCE17)	BOEM
Vineyard Northeast (RCE18)	BOEM

Table 2: Active covered projects in fiscal Q4 2025, continued.

Project	Lead or Facilitating Agency
<b>Water Resources Projects (WTR)</b>	
Harbor Island Seawater Desalination Facility (WTR1)	USACE
Mid-Breton Sediment Diversion (WTR2)	USACE
Santee Sioux Tribe Water Capacity and Infrastructure Improvements (WTR3)	USDA

Figure 2 shows the location of active covered projects in fiscal Q4 2025. The project labels correspond to those in Table 2.

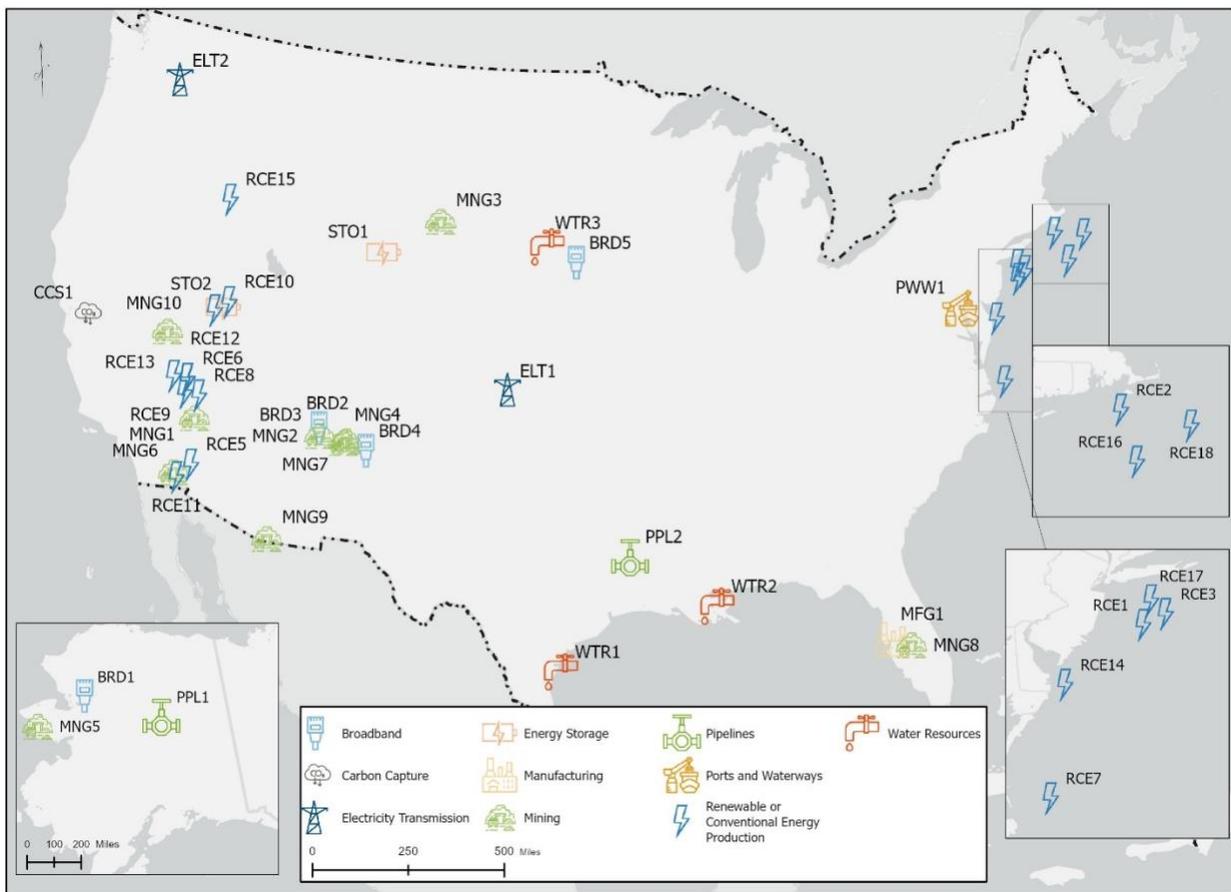


Figure 2: Active covered projects in fiscal Q4 2025.

During this quarter, [Harbor Island Seawater Desalination Facility](#) and [Winnebago Tribe Broadband Connectivity Project](#) completed all remaining federal environmental reviews and authorizations.

The Harbor Island Seawater Desalination Facility, located near Port Aransas, Texas, will provide up to 100 million gallons per day of drinkable water. The project successfully completed the federal permitting process **two months earlier** than initially expected.

The Winnebago Tribe Broadband Connectivity Project, located in Winnebago, Nebraska, will provide broadband service to the reservation and adjacent communities to connect residents with reliable and affordable high-speed internet.

Seven new covered projects joined the portfolio during fiscal Q4 2025:

- [Cobra Master Development Plan](#)
- [Dewey Burdock ISR Uranium Project](#)
- [Kawich Solar Project](#)
- [Larrea Solar Project](#)
- [Riverview East Stack Extension](#)
- [South Fort Meade – South of SR 64 Parcels](#)
- [Tonopah Flats Lithium Project](#)

FAST-41 coverage for Mid-Breton Sediment Diversion was cancelled.

Two projects went into paused status during the quarter. Grain Belt Express Transmission – Phase 1 was paused in August 2025 at the request of the project sponsor because the DOE terminated its conditional commitment for a loan guarantee for the project. The requested pause was also necessary to provide the project sponsor with the time needed to establish permitting strategies related to the further advancement of the project. Perkins Renewable Energy Project was paused in September 2025 at the request of the project sponsor to accommodate the project sponsor’s planned rescoping of the project.

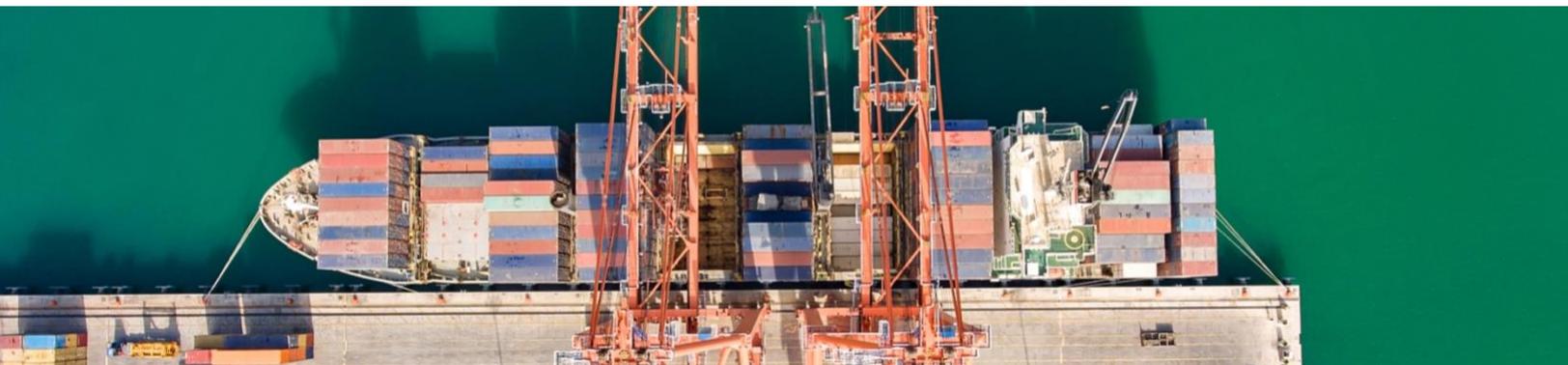


Figure 3 provides a snapshot of the status of covered projects as of September 30, 2025, that were active at any point in fiscal Q4 2025. The three projects that were paused for the entire quarter are excluded.

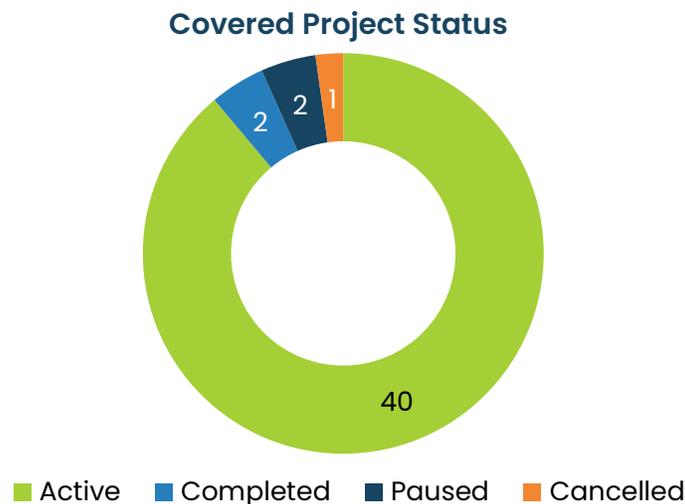


Figure 3: Snapshot of status, as of September 30, 2025, of each covered project that was active at any point in fiscal Q4 2025.

### 3.2. Transparency Projects

On March 20<sup>th</sup>, 2025, the President issued an Executive Order (EO) on [“Immediate Measures to Increase American Mineral Production.”](#)<sup>10</sup> The EO directed that the Chair of the National Energy Dominance Council, in consultation with the heads of relevant agencies, submit to the Executive Director mineral production projects to be considered as transparency projects on the Dashboard.<sup>11</sup>

Transparency projects are distinct from covered projects and are posted in the interest of transparency. Inclusion on the Dashboard as transparency projects makes the environmental review and authorizations schedules for these projects publicly available, leading to greater accountability and driving a more efficient process. The public nature of the Dashboard enables all stakeholders, from project sponsors and community members to federal agency leaders, to have an up-to-date accounting of where each project stands in the review process. In contrast, covered projects benefit not only from posting on the Dashboard, but are also entitled to assistance from the Permitting Council such as facilitating development of comprehensive permitting timetables and providing active, collaborative management of those timetables.

<sup>10</sup> Exec. Order No. 14241, 90 Fed. Reg. 13673 (March 20, 2025).

<sup>11</sup> *Id.* § 3(b).

In this quarter, the transparency project portfolio contained 31<sup>12</sup> active mining projects, which are summarized by the lead agency in Table 3 and organized by sector in Table 4.

Table 3: Summary by lead agency of active transparency projects in fiscal Q4 2025.

Lead Agency	Number of Projects
Department of Agriculture (USDA)	11
Department of War (DOW)	4
Department of Energy (DOE)	4
Department of the Interior (DOI)	12
<b>TOTAL</b>	<b>31</b>

Table 4: Active transparency projects in fiscal Q4 2025.

Project	Lead or Facilitating Agency
Angel Island (MNG1)	BLM
Antler Copper Project (MNG2)	BLM
Aqqaluk Pit Exploration and Expansion (MNG3)	USACE
Becky's Mine Modification (MNG4)	BLM
Blue Copper (MNG5)	USFS
Bronco Creek Exploration Project (MNG6)	USFS
Caldwell Canyon Mine Project (MNG7)	BLM
Doe Run Project (MNG8)	USFS
Golden Mile Mine Project (MNG9)	BLM
Grassy Mountain Mine Project (MNG10)	BLM
Greens Creek Surface Exploration (MNG11)	USFS
Kings Mountain Lithium Material Processing Plant (MNG12)	DOE
Libby Exploration Project (MNG13)	USFS
Liberty Owl (MNG14)	DOE
Lisbon Valley Copper Project (MNG15)	BLM

<sup>12</sup> Two projects, La Jara Mesa Project and Tonopah Flats Lithium Project, were originally posted as transparency projects and later obtained FAST-41 coverage. These projects are included in Section 3.1 of this report.

Table 4: Active transparency projects in fiscal Q4 2025, continued.

Project	Lead or Facilitating Agency
Maxville Expansion (MNG16)	USACE
McDermitt Exploration Project (MNG17)	BLM
Michigan Potash (MNG18)	DOE
Muncy Creek Mineral Exploration Project* (MNG19)	USFS
NorthMet Project (MNG20)	USACE
Polaris Exploration Project (MNG21)	USFS
Resolution Copper Project (MNG22)	USFS
Roca Honda Project (MNG23)	USFS
Silver Peak Lithium Mine (MNG24)	BLM
South Railroad Project (MNG25)	BLM
South West Arkansas Project (MNG26)	DOE
Stibnite Gold Project (MNG27)	USFS
Stillwater Mine (MNG28)	USFS
Sweetwater Project (MNG29)	BLM
Trail Ridge South (MNG30)	USACE
Warrior Met Coal Mines (MNG31)	BLM

\* Muncy Creek Mineral Exploration Project was formerly known as Schell Creek.

Figure 4 shows the location of transparency projects in fiscal Q4 2025. The project labels correspond to those in Table 4.

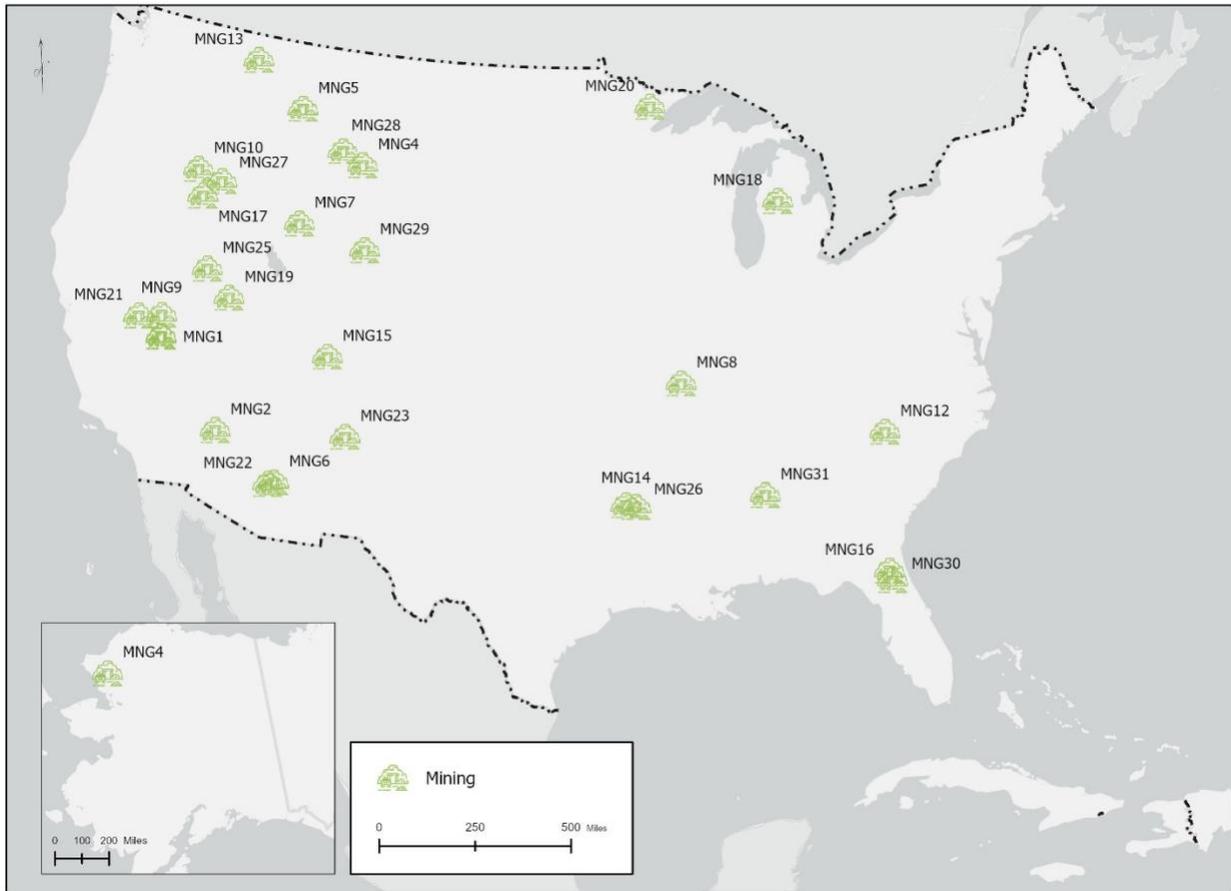


Figure 4: Transparency projects in fiscal Q4 2025.

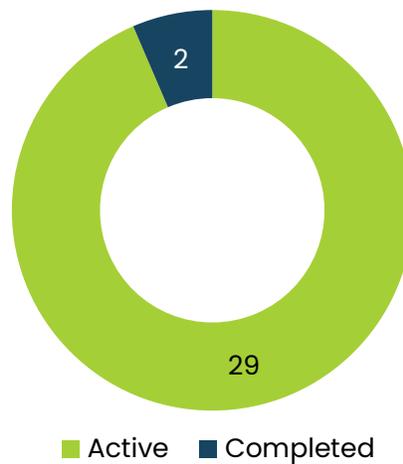
During this quarter, two projects—[Aqqaluk Pit Exploration and Expansion](#) and [Stibnite Gold Project](#)—completed all remaining federal environmental reviews and authorizations. Aqqaluk Pit Exploration and Expansion is an expansion of current zinc mining operations from the existing Aqqaluk pit at the Red Dog Mine in Alaska. Stibnite Gold Project, located in central Idaho, will entail open pit mining and processing of gold and antimony, new road construction, utility upgrades, reclamation and restoration activities.

Seven new transparency projects joined the portfolio during fiscal Q4 2025:

- [Angel Island](#)
- [Blue Copper](#)
- [Doe Run Project](#)
- [Maxville Expansion](#)
- [Muncy Creek Mineral Exploration Project](#)
- [Sweetwater Project](#)
- [Trail Ridge South](#)

Figure 5 provides a snapshot of the status of transparency projects as of September 30, 2025, that were active at any point in fiscal Q4 2025.

**Transparency Project Status**



*Figure 5: Snapshot of status, as of September 30, 2025, of each transparency project that was active at any point in fiscal Q4 2025.*

## 4. Agency Compliance with the Provisions of FAST-41

This section provides an overview of the Executive Director’s evaluation of each agency’s performance with respect to FAST-41 covered and transparency project implementation. The Appendix includes a summary of the statutory requirements assessed throughout this report.

### 4.1. Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service (NOAA-NMFS)

NOAA-NMFS was responsible for environmental reviews or authorizations for 13 active covered projects during fiscal Q4 2025.<sup>13</sup>

As of the publication of this report, NOAA-NMFS met the requirement to post certain project information 100 percent of the time.

NOAA-NMFS had one action—NANA Regional Broadband Network (NRBN)’s EFH consultation—scheduled to complete during the quarter and completed the action 24 days early.<sup>14</sup> NOAA-NMFS was responsible for five completion dates and one alternative completion date scheduled to occur during the reporting period. These milestones were associated with three active covered projects.<sup>15</sup> Of the six milestones, five were completed and one was extended beyond the end of the quarter, as summarized in Table 5. The milestone extension, in the context of the relevant project, is discussed immediately below.

**SouthCoast Wind Energy LLC (SouthCoast Wind).** The extension of the Incidental Take Authorization (ITA) under the Marine Mammal Protection Act (MMPA) milestone for this project was a result of agency implementation of the January 20, 2025 Presidential Memorandum, “Temporary Withdrawal of All Areas on the Outer Continental Shelf from Offshore Wind Leasing and Review of the Federal Government’s Leasing and Permitting Practices for Wind Projects.”<sup>16</sup> NOAA-NMFS has rescheduled the remaining two milestones for the MMPA ITA and now intends to complete the action on January 29, 2026. The agency will reassess the timing of those milestones, as needed, as the Department of the Interior conducts a comprehensive assessment for wind energy leasing and permitting in compliance with the Presidential Memorandum.

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<sup>13</sup> NOAA-NMFS was not the lead or facilitating agency for any projects during the quarter.

<sup>14</sup> With respect to the originally established permitting timetable.

<sup>15</sup> The remaining projects for which NOAA-NMFS was responsible for environmental reviews or authorizations had no NOAA-NMFS milestones scheduled to occur during the quarter.

<sup>16</sup> Presidential Memorandum, 90 Fed. Reg. 8363 (Jan. 20, 2025).

Table 5: NOAA-NMFS's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Alaska LNG Project</b>		
ESA Consultation (NOAA-NMFS)	ESA Consultation Request Package Submitted	Completed
ESA Consultation (NOAA-NMFS)	NOAA determines ESA Consultation Package is Complete - Formal	Completed
MMPA ITA	Publish Proposed ITA in Federal Register	Completed
<b>NANA Regional Broadband Network (NRBN)</b>		
EFH Consultation	NOAA determines EFH Assessment is Complete	Completed
EFH Consultation	NOAA Issues any EFH Conservation Recommendations	<b>Action</b> completed
<b>SouthCoast Wind Energy LLC (SouthCoast Wind)</b>		
MMPA ITA	Publish Final ITA Regulations in Federal Register (LOA Only)*	Extended beyond the end of the quarter

\* Denotes an alternative completion date scheduled to occur during the quarter.



## 4.2. Department of Commerce, National Telecommunications and Information Administration (NTIA)

NTIA was the lead agency for three active covered projects during fiscal Q4 2025.

NTIA reviewed and met its FAST-41 obligation to update the CPPs in a timely manner for applicable projects.

NTIA met the requirement to post certain project information 100 percent of the time.

NTIA had two actions—Santa Fe Indian School Broadband’s EA and Section 106 review—scheduled to complete during the quarter and completed the actions as scheduled. NTIA had six completion dates scheduled to occur during the reporting period. These milestones were associated with two active covered projects.<sup>17</sup> All of the milestones were completed, as summarized in Table 6.

*Table 6: NTIA’s permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.*

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>NANA Regional Broadband Network (NRBN)</b>		
ESA Consultation (FWS)	ESA Consultation Request Package Submitted	Completed
EFH Consultation	EFH Consultation Request Submitted – EFH Assessment	Completed
Section 106 Review	Consultation initiated with SHPO/THPO	Completed
<b>Santa Fe Indian School Broadband</b>		
EA	EA Process Concluded	<b>Action completed</b>
EA	Issuance of a Final EA	Completed
Section 106 Review	Section 106 consultation concluded	<b>Action completed</b>

<sup>17</sup> The remaining project for which NTIA was the lead agency had no NTIA milestones scheduled to occur during the quarter.

### 4.3. Department of Energy (DOE)

DOE was the lead or facilitating agency for two active covered projects during fiscal Q4 2025.

DOE reviewed and met its FAST-41 obligation to update CPPs in a timely manner for one of two applicable projects. For Pelican Carbon Sequestration Hub, the CPP and permitting timetable were due in fiscal Q2 2025. While DOE provided an initial CPP, it did not provide a comprehensive timetable within the FAST-41 statutory 60-day timeframe, nor did it review or update the CPP as required. The Executive Director will work with DOE, in its facilitating agency role, to ensure a comprehensive timetable is developed for the project and compliance attained under FAST-41.

As of the publication of this report, DOE met the requirement to post certain project information for one of two applicable projects. For Pelican Carbon Sequestration Hub, DOE did not publish required information.

DOE had one completion date scheduled to occur during the reporting period associated with one active covered project that went into paused status, as summarized in Table 7.<sup>18</sup>

*Table 7. DOE's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.*

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Grain Belt Express Transmission - Phase 1</b>		
EIS	Final EIS	Project went into paused status

DOE is compliant with the requirement to establish comprehensive permitting timetables for two of the four active transparency projects for which it is lead agency. For Kings Mountain Lithium Material Processing Plant and Liberty Owl, DOE has posted incomplete permitting timetables with only EA actions.

<sup>18</sup> The other project for which DOE was the lead agency had no DOE milestones scheduled to occur during the quarter.

#### 4.4. Department of Homeland Security, United States Coast Guard (USCG)

USCG was responsible for environmental reviews or authorizations for one active covered project during fiscal Q4 2025.<sup>19</sup>

USCG met the requirement to post certain project information 100 percent of the time.

USCG had two completion dates scheduled to occur during the reporting period associated with one active covered project. Both milestones were completed, as summarized in Table 8.

Table 8: USCG's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Alaska LNG</b>		
USCG Bridge Permit	Application deemed complete	Completed
USCG Bridge Permit	Publication of Public Notice	Completed

#### 4.5. Department of the Interior, Bureau of Indian Affairs (BIA)

BIA was the lead agency for two active covered projects and was responsible for environmental reviews or authorizations for three additional active covered projects during fiscal Q4 2025.

As of the publication of this report, BIA reviewed and met its FAST-41 obligation to update CPPs for both applicable projects.

As of the publication of this report, BIA met the requirement to post certain project information 100 percent of the time.

BIA had one action—Winnebago Tribe Broadband Connectivity Project's ROW authorization—scheduled to complete during the quarter and completed the action as scheduled. BIA had four completion dates and two alternative completion dates scheduled to occur during the reporting period. These milestones were associated with three active projects.<sup>20</sup> All six milestones were completed, as summarized in Table 9.

<sup>19</sup> USCG was not the lead or facilitating agency for any projects during the quarter.

<sup>20</sup> The remaining projects for which BIA was responsible for environmental reviews or authorizations had no BIA milestones scheduled to occur during the quarter.

Table 9: BIA's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Navajo Nation Department of Education E-Rate Funded Broadband Project</b>		
ESA Consultation (FWS)	ESA Consultation Request Package Submitted	Completed
Section 106 Review	Consultation initiated with SHPO/THPO	Completed
<b>Navajo Nation Gallup McKinley County Schools E-Rate Funded Broadband Project</b>		
ESA Consultation (FWS)	ESA Consultation Request Package Submitted	Completed
Section 106 Review	Consultation initiated with SHPO/THPO	Completed
<b>Winnebago Tribe Broadband Connectivity Project</b>		
ROW Authorization (BIA)	Application deemed complete*	Completed
ROW Authorization (BIA)	Final decision/agency action*	<b>Action</b> completed

\* Denotes an alternative completion date scheduled to occur during the quarter.

Separate from the milestones scheduled to occur during the quarter, NTIA, at the request of BIA, submitted a request to the Executive Director to extend milestones for BIA Ramah Agency, BIA Southern Pueblos Agency and BIA Zuni Agency right-of-way actions for the **Santa Fe Indian School** project. The extension was requested to provide the project sponsor additional time to submit complete applications for rights-of-way and work through the necessary consent process with landowners. The Executive Director [granted](#) the request.

#### 4.6. Department of the Interior, Bureau of Land Management (BLM)

BLM was the lead agency for 12 active covered projects and was responsible for environmental reviews or authorizations for 7 additional active covered projects during fiscal Q4 2025.

Two projects for which BLM was lead agency—Castle Mountain Mine Phase 2 Project and Kawich Solar Project—had deadlines in the reporting period for establishing a CPP, and BLM established the CPPs in a timely manner. BLM reviewed and met its FAST-41 obligation to update CPPs in a timely manner for all applicable projects.

As of the publication of this report, BLM met the requirement to post certain project information 100 percent of the time.

BLM had one action—Bonanza Solar Project's Section 106 review—scheduled to complete during the quarter and did not complete the action as scheduled. BLM had three completion dates and six alternative completion dates scheduled to occur during the

reporting period. These milestones were associated with five active covered projects.<sup>21</sup> Of the nine milestones, two were missed (and not updated), six were extended, one was completed and there were three instances of nonconformance, as summarized in Table 10. The milestones extensions and nonconformance, in the context of the relevant projects, are discussed in detail below.

**Bonanza Solar.** BLM missed the August 8, 2025 final milestone for the Section 106 review, resulting in nonconformance.<sup>22</sup> In addition, BLM missed the July 25, 2025 alternative completion date for the Final EIS milestone. The BLM internal review and briefing process occurred during a transition period for the incoming Bureau and Department political leadership. As such, the review of the project has required enhanced coordination that has affected the timeline. BLM has not established an alternative completion date for the Section 106 milestone, nor has BLM updated the alternative completion date for the EIS milestone.

**Pantheon Solar Project.** BLM extended the EIS NOI and Scoping milestones for the same reasons related to Bonanza Solar's nonconformance.

**NANA Regional Broadband Network (NRBN).** BLM missed the July 1, 2025 ROW authorization *completed application received* milestone, resulting in nonconformance.<sup>23</sup> BLM received the initial application in March 2025 and notified the project sponsor in May 2025 that the application contained deficiencies. The project sponsor responded to those requests in June 2025, and BLM identified further deficiencies. BLM determined the re-revised application was complete on July 15, 2025.

**Samantha Solar.** BLM missed the August 22, 2025 EIS NOI milestone and did not timely<sup>24</sup> modify the September 22, 2025 EIS Scoping milestone, resulting in nonconformance.<sup>25</sup> This nonconformance is related to the same reasons associated with Bonanza Solar's nonconformance and Pantheon Solar Project's milestone extensions.

**Silver Star Solar.** BLM submitted a request to the Executive Director to extend milestones for its ROW authorization, NEPA action, Section 106 review and ESA consultation with FWS. The extension was needed due to the timing of the project sponsor's submission of a cultural resource survey and Bald and Golden Eagle survey, which BLM requires prior to

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<sup>21</sup> The remaining projects for which BLM was the lead or responsible for environmental reviews or authorizations had no BLM milestones scheduled to occur during the quarter.

<sup>22</sup> As required by statute, explanations for the missed completion dates and monthly status reports are available on the [Dashboard](#).

<sup>23</sup> As required by statute, explanations for the missed completion dates, alternative completion dates and monthly status reports are available on the [Dashboard](#).

<sup>24</sup> See 42 U.S.C. § 4370m-2(c)(2)(D)(ii) (a completion date may not be modified within 30 days of the completion date).

<sup>25</sup> As required by statute, explanations for the missed completion dates, alternative completion dates and monthly status reports are available on the [Dashboard](#).

proceeding with the NEPA process for the project. The Executive Director [granted](#) the request.

Table 10: BLM’s permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Bonanza Solar Project</b>		
EIS	Final EIS*	Target date missed; alternative completion date not updated
Section 106	Section 106 consultation concluded	Target date missed; triggered nonconformance; alternative completion date not established
<b>NANA Regional Broadband Network (NRBN)</b>		
ROW Authorization (BLM)	Completed application received	Completed; triggered nonconformance
<b>Pantheon Solar Project</b>		
EIS	NOI*	Extended beyond the end of the quarter
EIS	Scoping*	Extended beyond the end of the quarter
<b>Samantha Solar</b>		
EIS	NOI	Extended beyond the end of the quarter; triggered nonconformance
EIS	Scoping	Extended beyond the end of the quarter; triggered nonconformance
<b>Silver Star Solar</b>		
EA	Determination to prepare an EA	Extended beyond the end of the quarter
ROW Authorization (BLM)	Completed application received	Extended beyond the end of the quarter

\* Denotes an alternative completion date scheduled to occur during the quarter.

As of the publication of this report, BLM is compliant with the requirement to establish comprehensive permitting timetables for all 12 of the active transparency projects for which it is lead agency.

## 4.7. Department of the Interior, Bureau of Ocean Energy Management (BOEM)

BOEM was the lead agency for eight active covered projects during fiscal Q4 2025.

BOEM reviewed and met its FAST-41 obligation to update CPPs in a timely manner for 10 of 11 applicable projects. For Bluepoint Wind 1, the initial CPP and permitting timetable were due in fiscal Q2 2025. BOEM has not submitted a CPP or comprehensive permitting timetable. BOEM is choosing to delay publishing a permitting timetable until completion of the assessments outlined in the Presidential Memorandum, "Temporary Withdrawal of All Areas on the Outer Continental Shelf from Offshore Wind Leasing and Review of the Federal Government's Leasing and Permitting Practices for Wind Projects."<sup>26</sup> The Executive Director will work with BOEM, when BOEM is ready, to attain compliance under FAST-41.

BOEM met the requirement to post certain project information 100 percent of the time.

BOEM had two completion dates scheduled to occur during the reporting period associated with one active covered project, both of which were extended beyond the end of the quarter, as summarized in Table 11.<sup>27</sup> The milestone extensions, in the context of the relevant project, are discussed in detail below.

**Vineyard Northeast.** BOEM submitted a request to the Executive Director to extend all remaining completion dates on the project's permitting timetable. Additional time needed for BOEM to review new information and data from the project sponsor and to comply with new Executive orders and updated DOI policy requirements have resulted in an extension of the EIS timeline. All other actions on the project's permitting timetable are dependent on the timing of BOEM's NEPA action. The Executive Director [granted](#) the request.

Table 11: BOEM's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Vineyard Northeast</b>		
ESA Consultation (FWS)	ESA Consultation Request Package Submitted	Extended beyond the end of the quarter
EIS	Draft EIS	Extended beyond the end of the quarter

<sup>26</sup> See 90 Fed. Reg. 8363.

<sup>27</sup> The remaining projects for which BOEM was the lead agency had no BOEM milestones scheduled to occur during the quarter.

#### 4.8. Department of the Interior, Bureau of Reclamation (BOR)

BOR was the lead agency for one active covered project and was responsible for environmental reviews or authorizations for three additional active covered projects during fiscal Q4 2025.

The one project for which BOR was the lead agency—Royal Slope Power Transmission Line Project—had a deadline in the reporting period for establishing a CPP, and BOR established the CPP in a timely manner.

BOR met the requirement to post certain project information 100 percent of the time.

BOR had no milestones scheduled to occur during the reporting period.

#### 4.9. Department of the Interior, Fish and Wildlife Service (FWS)

FWS was responsible for environmental reviews or authorizations for 26 active covered projects during fiscal Q4 2025.<sup>28</sup>

As of the publication of this report, FWS met the requirement to post certain project information 100 percent of the time.

FWS had one action—Grain Belt Express Transmission – Phase 1’s ESA consultation—scheduled to complete during the quarter and did not complete the action as scheduled. FWS had five completion dates scheduled to occur during the reporting period associated with four active projects.<sup>29</sup> Three milestones were completed, one was associated with a project that went into paused status and one was associated with an action that was cancelled, as summarized in Table 12.



<sup>28</sup> FWS was not the lead or facilitating agency for any projects during the quarter.

<sup>29</sup> The remaining projects for which FWS was responsible for environmental reviews or authorizations had no FWS milestones scheduled to occur during the quarter.

Table 12: FWS's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Grain Belt Express Transmission – Phase 1</b>		
ESA Consultation (FWS)	ESA Consultation Concludes	Project went into paused status
<b>NANA Regional Broadband Network (NRBN)</b>		
ROW Authorization (FWS)	Application deemed complete	Completed
ESA Consultation (FWS)	FWS determines ESA Consultation Package is Complete – Informal	Completed
<b>Santa Fe Indian School Broadband</b>		
ROW Authorization (FWS)	Application deemed complete	Action was cancelled*
<b>South32 Hermosa Critical Minerals Project</b>		
ESA Consultation (FWS)	FWS determines ESA Consultation Package is Complete – Formal	Completed

\* The ROW Authorization (FWS) for Santa Fe Indian School Broadband was cancelled because a land survey showed that the fiber line will stay within the Department of Transportation ROW and will not traverse on Sevilleta National Wildlife Refuge property.

In addition to the milestones scheduled to occur during fiscal Q4 2025, FWS completed the ESA Consultation action for NANA Regional Broadband Network (NRBN) early.

#### 4.10. Department of the Interior, National Park Service (NPS)

NPS was responsible for environmental reviews or authorizations for two active covered projects during fiscal Q4 2025.<sup>30</sup>

NPS met the requirement to post certain project information 100 percent of the time.

NPS had no milestones scheduled to occur during the reporting period.

#### 4.11. Environmental Protection Agency (EPA)

EPA was responsible for environmental reviews or authorizations for five active covered projects during fiscal Q4 2025.<sup>31</sup>

EPA met the requirement to post certain project information 100 percent of the time.

EPA had one action—SouthCoast Wind Energy Project’s CWA Section 402 permit—scheduled to complete during the quarter and did not complete the action as scheduled.<sup>32</sup> The final completion date was extended beyond the end of the quarter and

<sup>30</sup> NPS was not the lead or facilitating agency for any projects during the quarter.

<sup>31</sup> EPA was not the lead or facilitating agency for any projects during the quarter.

<sup>32</sup> The remaining projects for which EPA was responsible for environmental reviews or authorizations had no EPA milestones scheduled to occur during the quarter.

resulted in nonconformance, as summarized in Table 13. The milestone extension and nonconformance, in the context of the relevant project, is discussed in detail below.

**SouthCoast Wind Energy Project.** BOEM, as the lead agency, submitted a request to the Executive Director to extend EPA’s September 23, 2025 CWA Section 402 milestone to authorize discharge under an individual permit. BOEM did not submit the request timely, the Executive Director did not grant it, and EPA then missed the milestone, resulting in nonconformance.<sup>33</sup> This nonconformance is related to implementation of the January 20, 2025 Presidential Memorandum, “Temporary Withdrawal of All Areas on the Outer Continental Shelf from Offshore Wind Leasing and Review of the Federal Government’s Leasing and Permitting Practices for Wind Projects.”<sup>34</sup> EPA has rescheduled the final milestone and will reassess the timing of the milestone, as needed, as DOI conducts a comprehensive assessment for wind energy leasing and permitting.

Table 13: EPA’s permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>SouthCoast Wind Energy LLC (SouthCoast Wind)</b>		
CWA Section 402 Permit, NPDES	EPA authorizes discharge under Individual permit	Extended beyond the end of the quarter; triggered nonconformance

#### 4.12. Federal Energy Regulatory Commission (FERC)

FERC was the facilitating agency for one and lead agency for two active covered projects during fiscal Q4 2025.

FERC reviewed and met its FAST-41 obligation to update CPPs in a timely manner for all applicable projects.

FERC met the requirement to post certain project information 100 percent of the time.

FERC had two completion dates scheduled to occur during the reporting period associated with one active project.<sup>35</sup> Both milestones were completed, as summarized in Table 14.

<sup>33</sup> As required by statute, explanations for the missed completion dates, alternative completion dates and monthly status reports are available on the [Dashboard](#).

<sup>34</sup> See 90 Fed. Reg. 8363.

<sup>35</sup> The other projects for which FERC was the lead agency had no FERC milestones scheduled to occur during the quarter.

Table 14: FERC’s permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Seminole Pumped Storage Project</b>		
ESA Consultation (FWS)	ESA Consultation Request Package Submitted	Completed
EIS	Draft EIS	Completed

Separate from the milestones scheduled to occur during the quarter, FERC issued a notice revising the permitting timetable for its own actions related to the **Seminole Pumped Storage Project**, and in its role as lead agency, FERC submitted a request to the Executive Director to extend milestones for the BOR Lease of Power Privilege, BLM ROW Authorization, ESA consultation with FWS and the USACE permit decision under Section 404 of the CWA.<sup>36</sup> The extension would provide the project sponsor additional time to file its historic properties management plan with FERC. The Executive Director [granted](#) the request.

#### 4.13. Nuclear Regulatory Commission (NRC)

NRC was the lead agency for three active covered projects during fiscal Q4 2025. Two of those projects—Crownpoint / Church Rock Uranium Project and Grants Precision ISR Project—had deadlines in the reporting period for establishing a CPP, and NRC established the CPPs in a timely manner.

NRC met the requirement to post certain project information 100 percent of the time.

NRC had no milestones scheduled to occur during the reporting period.

#### 4.14. Army Corps of Engineers (USACE)

USACE was the lead agency for 7 active covered projects and was responsible for environmental reviews or authorizations for 15 additional active covered projects during fiscal Q4 2025.

Four projects for which USACE was the lead agency—Graphite Creek Project, Hell’s Kitchen Critical Minerals & Power, Riverview East Stack Extension and South Fort Meade—South of SR 64 Parcels—had deadlines in the reporting period for establishing a CPP, and USACE

<sup>36</sup> Pursuant to the FAST-41 savings and limitations clauses at 42 U.S.C. §§ 4370m-6(d)(1) and 4370m-6(e)(2), respectively, in light of FERC’s regulations preventing disclosure of the nature and timing of proposed actions by the Commission (18 C.F.R. § 3c.2(b)), FERC is not required to obtain Executive Director authorization to modify its own completion dates on a FAST-41 permitting timetable. However, cooperating agency completion dates that are affected by FERC’s permitting timetable changes remain subject to the FAST-41 completion date modification provisions. Accordingly, pursuant to 42 U.S.C. § 4370m-2(c)(2)(D)(i)(iv), FERC requests Executive Director authorization of proposed modifications to cooperating agencies’ completion dates on projects for which FERC is the facilitating or lead agency.

established the CPPs in a timely manner. USACE reviewed and met its FAST-41 obligation to update the CPPs in a timely manner for applicable projects.

USACE met the requirement to post certain project information 100 percent of the time.

USACE had two actions—Harbor Island Seawater Desalination Facility’s Section 408 permit and SouthCoast Wind’s Section 10/404 permit—scheduled to complete during the quarter and USACE completed the former as scheduled and extended the latter beyond the end of the quarter. USACE had three completion dates and one alternative completion date scheduled to occur during the reporting period. These milestones were associated with four active covered projects.<sup>37</sup> Two of the milestones were completed and two were extended beyond the end of the quarter, as summarized in Table 15. The milestone extensions, in the context of the relevant projects, are discussed in detail below.

**SouthCoast Wind Energy LLC (SouthCoast Wind).** This milestone extension was the result of implementation of the January 20, 2025 Presidential Memorandum, “Temporary Withdrawal of All Areas on the Outer Continental Shelf from Offshore Wind Leasing and Review of the Federal Government’s Leasing and Permitting Practices for Wind Projects.”<sup>38</sup> USACE has rescheduled the final milestone and will reassess the timing of the milestone, as needed, as DOI conducts a comprehensive assessment for wind energy leasing and permitting.

**Vineyard Northeast.** This milestone extension is explained in the Vineyard Northeast discussion in *Section 4.7* of this report.

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<sup>37</sup> The remaining projects for which USACE was the lead agency or responsible for environmental reviews or authorizations had no USACE milestones scheduled to occur during the quarter.

<sup>38</sup> See 90 Fed. Reg. 8363.

Table 15: USACE's permitting timetable federal agency milestones scheduled to occur in fiscal Q4 2025.

Environmental Review or Authorization	Milestone	Milestone Status at End of Quarter
<b>Harbor Island Seawater Desalination Facility</b>		
Section 408 Permit	Issuance of Decision	<b>Action</b> completed
<b>SouthCoast Wind Energy LLC (SouthCoast Wind)</b>		
Section 10 Rivers and Harbors Act (RHA) of 1899 and Section 404 CWA	Final Verification/Permit Decision Rendered*	Extended beyond the end of the quarter
<b>Sparrows Point Container Terminal</b>		
EIS	Final EIS	Completed
<b>Vineyard Northeast</b>		
Section 10 RHA of 1899 and Section 404 CWA	Publication of Public Notice	Extended beyond the end of the quarter

\* Denotes an alternative completion date scheduled to occur during the quarter.

In addition to the milestones scheduled to occur during fiscal Q4 2025, USACE completed the EA and Section 10/404 permit for Harbor Island Seawater Desalination Facility early.

Separate from the milestones scheduled to occur during the quarter, USACE submitted a request to the Executive Director to extend all milestones for USACE's EFH consultation with the NMFS for the **Graphite Creek Project**. The extension would provide the project sponsor additional time to conduct the EFH assessment and would align the EFH consultation with the ESA consultation, resulting in a more efficient process. The extension would not affect deadlines for other agency actions and would not extend the overall project review time for the EA. The Executive Director [granted](#) the request.

USACE is compliant with the requirement to establish comprehensive permitting timetables for all the active transparency projects for which it is the lead agency.

#### 4.15. Department of Agriculture (USDA)

USDA was the facilitating agency for one active covered project during fiscal Q4 2025. The project—Santee Sioux Tribe Water Capacity and Infrastructure Improvements—had a deadline in the reporting period for establishing a CPP, and USDA established the CPP in a timely manner.

USDA met the requirement to post certain project information 100 percent of the time.

USDA had no milestones scheduled to occur during the reporting period.

#### 4.16. Department of Agriculture, Forest Service (USFS)

USFS was the lead agency for three active covered projects during fiscal Q4 2025.

Two of the projects for which USFS was the lead agency—Cobra Master Development Plan La Jara Mesa Project—had deadlines in the reporting period for establishing a CPP, and USFS established the CPPs in a timely manner. USFS also reviewed and met its FAST-41 obligation to update the CPP in a timely manner for the applicable project.

USFS met the requirement to post certain project information 100 percent of the time.

USFS had no milestones scheduled to occur during the reporting period.

USFS is compliant with the requirement to establish comprehensive permitting timetables for all the active transparency projects for which it is the lead agency.





# Appendix: Statutory Requirements

## 1. Initiation and Establishment of a Coordinated Project Plan

**FAST-41 Initiation Notice.** The FAST-41 process begins when a project sponsor<sup>39</sup> submits a notice of the initiation of a FAST-41 covered project (a.k.a., FAST-41 Initiation Notice, or “FIN”) to the Executive Director and the appropriate facilitating or lead agency.<sup>40</sup> The Executive Director must make a project entry on the Dashboard within 14 days of receiving a FIN unless the facilitating or lead agency, or the Executive Director, determines that the project is not a covered project.<sup>41</sup>

**Agency Invitations.** Within 21 days after the Executive Director makes a project entry on the Dashboard, the facilitating or lead agency must invite all federal agencies likely to have responsibilities with respect to the proposed project to become a participating or cooperating agency for purposes of FAST-41.<sup>42</sup>

**Coordinated Project Plan Establishment.** The facilitating or lead agency must establish a CPP “not later than 60 days after the date on which the Executive Director must make a specific entry for the project on the Dashboard.”<sup>43</sup> A CPP coordinates agency participation in, and completion of, the federal environmental reviews and authorizations required for a FAST-41 covered project.<sup>44</sup> To that end, the CPP must include a list of all entities with an environmental review or authorization responsibility for a project; their respective roles and responsibilities; a discussion of potential avoidance, minimization and mitigation strategies; plans and a schedule for public and Tribal outreach and coordination; and the project permitting timetable.<sup>45</sup>

The CPP is central to the management of the environmental review and authorization process for a FAST-41 covered project. The permitting timetable, which is posted and managed publicly on the Dashboard according to the requirements of FAST-41, is a key component of the CPP and includes intermediate and final completion dates for all federal environmental reviews and authorizations required for the project.<sup>46</sup>

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<sup>39</sup> Under FAST-41, a “project sponsor” means an entity, including any private, public, or public-private entity, seeking an authorization for a covered project. 42 U.S.C. § 4370m(18).

<sup>40</sup> *Id.* § 4370m-2(a)(1)(A).

<sup>41</sup> *Id.* § 4370m-2(b)(2)(A)(ii).

<sup>42</sup> *Id.* § 4370m-2(a)(2)(A).

<sup>43</sup> *Id.* § 4370m-2(c)(1)(A).

<sup>44</sup> *Id.* § 4370m-2(c)(1).

<sup>45</sup> *Id.* § 4370m-2(c)(1)(B).

<sup>46</sup> *Id.* § 4370m-2(c)(2). An intermediate completion date is the date on which an agency completes a component part, or stage, of a particular environmental review or authorization required by statute (e.g., publication of a draft EIS under NEPA, or completion of a Biological Assessment under the ESA). A final completion date is the date on which an agency completes an overall environmental review or authorization required by statute (e.g., publication of a Record of Decision for an EIS under NEPA, or issuance of a Biological Opinion under the ESA).

Thus, the permitting timetable provides transparency, predictability and a comprehensive view of all the steps that are necessary for completion of the federal environmental review and authorization process.

## 2. Coordinated Project Plan Quarterly Updates

FAST-41 requires the facilitating or lead agency to review and update the CPP at least once per quarter.<sup>47</sup> While an agency's updates to the permitting timetable are integral to the process, the other statutorily required aspects of the CPP also need to be reviewed and, if necessary, updated. Agencies meet this statutory requirement by certifying, on the Dashboard, that they have reviewed and updated their CPPs timely.

The Permitting Council uses the certification of this FAST-41 requirement as a key indicator that agencies are actively managing their permitting timetables and updating project CPPs, as needed.

## 3. Agency Modification of Permitting Timetables

Once a permitting timetable has been established as part of the CPP for a project, FAST-41 allows the lead or facilitating agency to modify completion dates set forth in the permitting timetable if certain statutory prerequisites are met. Specifically, the facilitating or lead agency may modify federal agency completion dates only after:

- ▶ Consulting with the Executive Director, affected cooperating agencies, participating agencies and the project sponsor before making the modification;
- ▶ Providing a written, publicly posted justification for the modification;
- ▶ Obtaining Executive Director authorization for changes that would necessitate an extension of a final completion date by more than 30 days after the originally established final completion date.<sup>48</sup>

Additionally, a completion date may not be modified within 30 days of that completion date, thus requiring agencies to modify completion dates at least 31 days in advance.<sup>49</sup>

## 4. Agency Conformance with Permitting Timetables

Each federal agency is required to meet the intermediate and final completion dates in the permitting timetable posted on the Dashboard.<sup>50</sup> If an agency does not conform to the established timetable—that is, if an agency does not meet the completion dates set

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<sup>47</sup> *Id.* § 4370m-2(c)(1)(B).

<sup>48</sup> *Id.* § 4370m-2(c)(2)(D).

<sup>49</sup> *Id.* § 4370m-2(c)(2)(D)(ii).

<sup>50</sup> *Id.* § 4370m-2(c)(2)(F)(i).

forth in the permitting timetable—the statute requires that the agency responsible for the delayed action must:

- Provide, for posting on the Dashboard, an explanation of why the agency was unable to meet the completion date.
- Establish an alternative completion date in consultation with the facilitating or lead agency.
- Provide, for posting on the Dashboard, monthly reports describing all agency actions relating to the project until the agency has taken final action on the delayed authorization or review.<sup>51</sup>

## 5. Agency Posting of Required Information

For each covered project added to the Dashboard, FAST-41 requires the facilitating or lead agency, and each cooperating and participating agency, to post to the Dashboard a hyperlink that directs the public to a website containing certain project information. Specifically, and to the extent consistent with applicable law, agencies must post:

- The project FIN;
- Either the application and supporting documents that have been submitted by a project sponsor for any required environmental review or authorization, or a notice explaining how the public may obtain access to such documents;
- A description of any federal agency action taken or decision made that materially affects the status of a covered project and any significant supporting documentation;
- Information on the status of mitigation measures that were agreed to as part of the environmental review and permitting process, including whether and when the mitigation measures have been fully implemented;
- A description of the status of any litigation to which the agency is a party that is directly related to the project, including, if practicable, any judicial document made available on an electronic docket maintained by a federal, state, or local court;
- Any document described above that is not available by hyperlink on another website.<sup>52</sup>

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<sup>51</sup> *Id.* § 4370m-2(c)(2)(F)(ii).

<sup>52</sup> *Id.* § 4370m-2(b)(3)(A)(i)-(ii).

Agencies additionally must post directly to the Dashboard information about project-related public meetings, public hearings and public comment periods, as that information becomes available.<sup>53</sup>

Agencies must make the information described above available not later than five business days after the date on which the federal agency receives the information.<sup>54</sup>

## 6. Transparency Provisions

The Executive Director may direct that a project be posted on the Dashboard if the Executive Director determines that a Dashboard entry for that project is in the interest of transparency.

Within 14 days of the Executive Director's decision to add the transparency project, the lead agency must create and maintain a Dashboard project page that contains:

- a comprehensive permitting timetable;
- the status of the compliance of each lead agency, cooperating agency and participating agency with the permitting timetable;
- any modifications of the permitting timetable required, including an explanation as to why the permitting timetable was modified; and
- information about project-related public meetings, public hearings, and public comment periods, as that information becomes available.

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<sup>53</sup> *Id.* § 4370m-2(b)(3)(A)(iii).

<sup>54</sup> *Id.* § 4370m-2(b)(3)(B).