



DoD INSTRUCTION 4180.02

DoD MILITARY AVIATION AND INSTALLATION ASSURANCE SITING CLEARINGHOUSE

Originating Component: Office of the Under Secretary of Defense for Acquisition and Sustainment

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Approved by: William A. LaPlante, Under Secretary of Defense for Acquisition and Sustainment

Purpose: In accordance with the authority in DoD Directive (DoDD) 5135.02, and pursuant to Section 183a of Title 10, United States Code (U.S.C.), this issuance establishes policy, assigns responsibilities, and prescribes procedures for a central DoD Military Aviation and Installation Assurance Siting Clearinghouse (referred to in this issuance as the "Clearinghouse") to coordinate and oversee the military mission compatibility evaluation process for all energy projects or energy-related projects in the United States as defined and described in this issuance.

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SECTION 1: GENERAL ISSUANCE INFORMATION

1.1. APPLICABILITY.

This issuance applies to:

a. OSD, the Military Departments, the Office of the Chairman of the Joint Chiefs of Staff and the Joint Staff, the Combatant Commands, the Office of Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities within the DoD (referred to collectively in this issuance as the “DoD Components”).

b. All energy and energy-related projects and associated land use and resource use planning efforts that are subject to review under a mission compatibility evaluation to identify potential impacts to a military mission, including but not limited to:

(1) A proper application concerning an energy project filed under the Federal Aviation Administration (FAA) Obstruction Evaluation/Airport Airspace Analysis (OE/AAA) process, pursuant to Section 44718 of Title 49, U.S.C., and coordinated with DoD pursuant to Section 183a of Title 10, U.S.C. and pursuant to Section 211 of Title 32, Code of Federal Regulations (CFR).

(2) A request for an energy or energy-related project review pursuant to Section 183a(c)(6) of Title 10, U.S.C., and Section 211 of Title 32, CFR, by another Federal agency, a State government, an Indian tribal government, a local government, a landowner, or a developer.

(3) DoD outreach to parties carrying out any energy or energy-related projects that may or may not require filings pursuant to the FAA’s OE/AAA process and that could have an adverse impact on military operations and readiness.

(4) Any pre-leasing, leasing, exploration, or development matter brought by the U.S. Department of the Interior (DOI) to the DoD regarding its oversight and management of the U.S. Outer Continental Shelf, not limited to development of energy projects and energy-related projects. The joint review process for oil and gas is captured in the July 20, 1983 Memorandum of Agreement between the DoD and DOI. The DOI is represented in such matters by the Bureau of Ocean Energy Management.

(5) All other energy projects and energy-related projects brought to the DoD or of which the DoD becomes aware that may impact the DoD’s military mission. This includes energy projects and energy-related projects such as:

(a) Projects on military installations.

(b) Federal agency coordination with the DoD of projects on Bureau of Land Management-administered public lands not withdrawn for military use.

(c) Proposed liquefied natural gas terminals within the authority of the Federal Energy Regulatory Commission (FERC) or proposed bulk electric system transmissions lines within the backstop siting authority of the FERC.

(d) Proposed projects for which an application has been submitted to the U.S. Army Corps of Engineers.

(e) Proposed bulk electric system transmission lines submitted by a Federal agency or any other agency outside the DoD that crosses a military installation.

(f) Project or bulk electric system transmission lines on public or private land of which the DoD becomes aware and that may have an adverse impact on military operations and readiness.

(g) Presidential permitting actions.

c. Any other mission compatibility evaluations for non-energy projects as assigned by the Assistant Secretary of Defense for Energy, Installation and Environment (ASD(EI&E)).

1.2. POLICY.

a. The DoD, through the Clearinghouse:

(1) Implements, coordinates, and oversees the mission compatibility evaluation process that seeks to minimize or mitigate adverse impacts on military operations and readiness from energy projects and energy-related projects through the identification of feasible and affordable actions. The goal is to protect national security and military missions while promoting national objectives for clean energy by supporting development of compatible energy projects or energy-related projects.

(2) Will seek to identify proposed projects and areas of concern, communicate potential adverse impacts on military activities, and promote compatibility between all energy projects, energy-related projects, and defense-related activities and national security concerns.

(3) Will provide guidance to the Military Departments for engaging local governments and communities on energy projects and energy-related projects.

b. The Clearinghouse will act as the DoD's single focal point for all U.S. Government inter-agency coordination and review of energy projects, energy-related projects, policies, regulations, etc., as well as for coordination with State governments and officials, Indian tribal governments, local governments, landowners, and developers of energy projects and energy-related projects. The Clearinghouse may delegate this authority to another DoD Component in writing.

SECTION 2: RESPONSIBILITIES

2.1. UNDER SECRETARY OF DEFENSE FOR ACQUISITION AND SUSTAINMENT (USD(A&S)).

The USD(A&S):

- a. In accordance with Section 183a of Title 10, U.S.C., acts for the Secretary of Defense in making determinations of unacceptable risk to U.S. national security and for making final findings on geographic areas of concern (GAC).
- b. Establishes policy, assigns responsibilities, and provides procedures for the Clearinghouse mission compatibility evaluation process and work group involving the appropriate DoD Components for review of energy projects and energy-related projects.
- c. Establishes resourcing policy to ensure that the Office of the ASD(EI&E), in its capacity as the lead organization, is assigned such personnel and resources as are appropriate to carry out the military mission compatibility evaluation process.
- d. Determines whether an energy or energy-related project filed with the Secretary of Transportation pursuant to Section 44718 of Title 49, U.S.C., and Section 183a of Title 10, U.S.C. would result in an unacceptable risk to U.S. national security.
- e. As necessary, advises the Deputy Secretary of Defense on all assessments concerning energy projects and energy-related projects outside the scope of Section 183a of Title 10, U.S.C. that are deemed to be irreconcilable with military operations and readiness and U.S. national security.
- f. Signs mitigation agreements made on behalf of the DoD pursuant to Section 183a(c)(2)(B) of Title 10, U.S.C. and accepts voluntary contributions in accordance with Section 183a(f) of Title 10, U.S.C., whenever the amount of the voluntary contribution exceeds \$1.5 million.
- g. In coordination and consultation with the Under Secretary of Defense for Intelligence and Security and, as appropriate, with other OSD Principal Staff Assistants and DoD officials, represents the DoD in all matters pertaining to the Committee on Foreign Investment in the United States.

2.2. ASD(EI&E)

Under the authority, direction, and control of the USD(A&S), the ASD(EI&E):

- a. Leads the military mission compatibility evaluation process for proposed energy projects and energy-related projects that may have an adverse impact on military operations and readiness.
- b. Maintains and oversees the Clearinghouse.

c. Promotes the development of tools and studies to identify the scope, duration, and level of risk to military activities from energy projects to support the military mission compatibility evaluation process to protect military operations and readiness. Communicates adverse impacts as a result of proposed energy projects and energy-related projects.

d. Serves as an advocate for the development and deployment of mitigation technologies with respect to impacts on military operations and readiness from energy projects and energy-related projects.

e. Signs mitigation agreements made on behalf of the DoD pursuant to Section 183a(c)(2)(b) of Title 10, U.S.C. and accepts voluntary contributions no greater than \$1.5 million pursuant to Section 183a(f) of Title 10, U.S.C.

f. As appropriate, signs responses to other Federal agency formal requests for DoD input on proposed energy projects or energy-related projects.

g. Promotes compatible development to preserve mission capabilities. Leads efforts on behalf of the USD(A&S) for preserving and improving the operating capabilities of the facilities, ranges, and locations used by DoD to train, test, and operate.

h. Develops policy providing governance within and across the DoD, with other Federal agencies, and through interfaces with State and local governments and private developers to counteract ever-increasing encroachment on military mission capabilities.

i. Leverages the installation geospatial information and services capability in executing and overseeing the military mission compatibility evaluation process to the greatest extent practical, to ensure authoritative and quality-controlled data for reuse wherever feasible.

2.3. UNDER SECRETARY OF DEFENSE FOR PERSONNEL AND READINESS.

The Under Secretary of Defense for Personnel and Readiness:

a. Assists the ASD(EI&E) with the military mission compatibility evaluation process.

b. Provides expertise:

(1) And recommendations on aspects of military training, training capabilities, and readiness consistent with the oversight responsibilities identified in DoDD 5124.02 when an energy project, or energy-related project, impacts DoD training activities

(2) To mitigation response teams (MRTs) when an energy project, or energy-related project, impacts DoD training activities.

2.4. UNDER SECRETARY OF DEFENSE (COMPTROLLER)/CHIEF FINANCIAL OFFICER, DEPARTMENT OF DEFENSE.

The Under Secretary of Defense (Comptroller)/Chief Financial Officer, Department of Defense provides guidance to the Clearinghouse for the acceptance of voluntary contributions in accordance with Section 183a(f) of Title 10, U.S.C., and for disbursing those funds in a timely manner.

2.5. DIRECTOR OF OPERATIONAL TEST AND EVALUATION.

The Director of Operational Test and Evaluation:

- a. Assists the ASD(EI&E) with the military mission compatibility evaluation process.
- b. Provides expertise:

- (1) And recommendations on aspects of military training, training capabilities, and readiness consistent with the oversight responsibilities identified in DoDD 5124.02 when an energy project, or energy-related project, impacts DoD training activities

- (2) To MRTs when an energy project's, or energy-related project's, primary impacts are on DoD testing and evaluation activities.

2.6. ASSISTANT SECRETARY OF DEFENSE FOR HOMELAND DEFENSE AND HEMISPHERIC AFFAIRS (ASD(HD&HA)).

Under the authority, direction, and control of the Under Secretary of Defense for Policy, the ASD(HD&HA):

- a. Provides non-technical expertise and assists the ASD(EI&E) with:

- (1) The military mission compatibility evaluation process specific to homeland defense, pursuant to DoDD 5111.13.

- (2) Long-range surveillance radar.

- b. Coordinates with the following individuals on military mission compatibility evaluation process matters concerning homeland defense and long-range surveillance radar:

- (1) Through the Chairman of the Joint Chiefs of Staff:

- (a) Director for Strategy, Plans and Policy, Joint Staff.

- (b) Commanders of North America Aerospace Defense Command (NORAD) and United States Northern Command; United States Indo-Pacific Command; United States Southern Command; and United States Strategic Command.

- (2) Director, Office of Operations Coordination, Department of Homeland Security.

2.7. DIRECTOR, DEPARTMENT OF DEFENSE TEST RESOURCE MANAGEMENT CENTER.

Under the authority, direction, and control of the Under Secretary of Defense for Research and Engineering, the Director, Department of Defense Test Resource Management Center, designates a representative who:

- a. Assists the ASD(EI&E) with the military mission compatibility evaluation process. Reviews proposed energy projects, and energy-related projects, for compatibility with DoD testing and evaluation, in accordance with this issuance and consistent with the oversight responsibilities identified in DoDD 5105.71.
- b. Provides expertise to MRTs in cases where an energy project, or energy-related project, impacts DoD testing and evaluation activities.

2.8. SECRETARIES OF THE MILITARY DEPARTMENTS.

The Secretaries of the Military Departments:

- a. Assist the ASD(EI&E) with the military mission compatibility evaluation process as appropriate in context of OSD oversight of the process. Provide the necessary resources to ensure compliance with Section 183a of Title 10, U.S.C., including coordination with the ASD(EI&E), to ensure compliance with time frames and deadlines established in Section 183a of Title 10, U.S.C., and Part 211 of Title 32, CFR.
- b. Designate an official within their respective Military Department to:
 - (1) Serve as the single, authoritative representative on the compatibility of proposed projects with the Military Department's activities.
 - (2) Review and provide recommendations on proposed projects for compatibility with military operations and readiness.
- c. Implement an internal process to respond to ASD(EI&E) requests for Military Department review or other actions in a timely manner.
- d. Execute the military mission compatibility evaluation process through applicable component organizations.
- e. Ensure coordination with the Clearinghouse on State engagement on legislation, regulations, rules, etc., relating to State energy siting initiatives or efforts.

2.9. CHAIRMAN OF THE JOINT CHIEFS OF STAFF.

The Chairman of the Joint Chiefs of Staff, through the Director for Strategy, Plans and Policy, Joint Staff:

- a. Reviews and provides recommendations to the ASD(EI&E) regarding the military mission compatibility evaluation process.
- b. When requested by the Clearinghouse, engages with the Commanders of NORAD and United States Northern Command; United States Indo-Pacific Command; United States Southern Command; and United States Strategic Command to review proposed U.S. energy projects, and energy-related projects, for compatibility with military homeland defense and long-range surveillance radar activities, and military department support for combatant commander operations, plans, and objectives.
- c. In coordination with the ASD(HD&HA), reviews and transmits to the Clearinghouse analyses performed by NORAD, United States Northern Command, United States Indo-Pacific Command, United States Southern Command, and United States Strategic Command on mission compatibility concerning homeland defense and long-range surveillance radar.
- d. Reviews request from a Combatant Commander submitting a finding of unacceptable risk to U.S. national security and provides recommendation to the USD(A&S).

SECTION 3: PROCEDURES

3.1. CLEARINGHOUSE FUNCTIONS.

The Clearinghouse will:

a. Serve as the DoD's coordination and focal point:

(1) For DoD response to energy projects and energy-related projects and planning efforts, regardless of origination, to preserve and enhance DoD's ability to execute future missions.

(2) Unless otherwise delegated, for DoD coordination with U.S. Government inter-agencies; State, tribal, and local governments; landowners; and developers of energy projects and energy-related projects.

b. Serve as the DoD point of contact for the military mission compatibility evaluation process for individuals and organizations outside the DoD with respect to the types of projects identified in Paragraph 1.1. and for other compatibility issues assigned by the ASD(EI&E). As appropriate, delegate in writing a Military Department to lead State-level coordination on behalf of the Clearinghouse for specific State(s). Point of contact activities include but are not limited to:

(1) Lead State engagement efforts to seek energy and energy-related protections from incompatible energy development.

(2) Approve all submissions to State agencies, legislature, etc., on energy siting efforts or initiatives.

c. On a bi-weekly basis, or other pre-determined time as required, host and chair a Siting Clearinghouse working group with the DoD Components to review energy projects, and energy-related projects, to:

(1) Review mitigation measures that address potential adverse impacts on military operations and readiness.

(2) Conduct or oversee detailed analyses to evaluate whether a proposed project may result in an unacceptable risk to U.S. national security.

(3) Discuss other items pertinent to the military mission compatibility evaluation process.

(4) Coordinate State-level efforts, processes, and engagements related to energy siting regulations, legislation, rules, etc.

d. Identify and establish GACs where military activities can reasonably expect to be adversely affected by future development of an energy project or energy-related project. This includes:

(1) Developing processes to:

(a) Solicit and approve recommendations and nominations of potential GACs from the Military Departments or other DoD Components.

(b) Provide notice and seek public comments before making a final determination of the geographic areas, including maps of the area and the basis for identification.

(2) Developing procedures to:

(a) Periodically review and modify GACs consistent with notice and public comment.

(b) Solicit and identify additional GACs as appropriate.

(3) Obtaining the final finding on the designation of GACs from the Secretary of Defense or the Secretary's designee in accordance with Section 183a of Title 10, U.S.C.

(4) Providing geographic data via a publicly available website.

e. Consistent with this issuance, facilitate, coordinate, and perform mission compatibility reviews of energy projects and energy-related projects that may have an adverse impact on military operations and readiness, regardless of whether the project or related infrastructure is on private, State, tribal, or Federal lands.

f. Evaluate recommendations submitted by DoD Components on the compatibility of proposed energy projects and energy-related projects with military operations and readiness, including input from local military installations.

g. Advise the USD(A&S) concerning whether proposed energy projects or energy-related projects would result in an unacceptable risk to U.S. national security or would be irreconcilable with DoD-related activities if they would:

(1) Endanger safety in air commerce.

(2) Interfere with the efficient use and preservation of the navigable airspace and of airport traffic capacity at public-use airports.

(3) Significantly impair or degrade DoD capability to:

(a) Conduct training; research, development, testing, and evaluation; and operations;

or

(b) Maintain military operations and readiness on land, sea, or air.

- h. Issue guidance for the military mission compatibility evaluation process.
- i. Provide training, as needed, to DoD personnel on the military mission compatibility evaluation process.
- j. Conduct and oversee outreach and strategic communication in support of the military mission compatibility evaluation process, including the development of procedures for early outreach.
- k. Support the study of the level of risk and impact to DoD capabilities posed by the siting and operation of energy projects.
- l. Serve as the lead DoD coordinating organization in inter-departmental or inter-agency groups or organizations addressing the impact of all types of energy projects, energy-related projects, and resource use plans, including those identified in Paragraph 1.1., on military operations and readiness.
- m. Develop a comprehensive strategy for addressing the impacts upon the military from projects filed with the Secretary of Transportation pursuant to Section 44718 of Title 49, U.S.C.
- n. Execute the following actions:
 - (1) Notify affected DoD Components and OSD functional offices responsible for oversight of test and evaluation, training, and homeland defense of requests for review of proposed energy projects and energy-related projects.
 - (2) Notify review requesters and project proponents of the DoD point(s) of contact for discussions of adverse impacts and mitigation.
 - (3) Establish procedures for the conduct of preliminary reviews.
 - (4) Direct the timeline for preliminary reviews.
- o. Lead:
 - (1) Engagements with States to obtain protections for military mission sustainment associated with incompatible energy development. Oversee and approve all submissions to State agencies, legislature, etc., on energy siting mitigation efforts or initiatives. Unless otherwise delegated, the Clearinghouse leads DoD interactions with States on energy siting regulations, legislation, rules, etc.
 - (2) Offshore mission compatibility efforts, on behalf of the USD(A&S), for energy and energy related development and planning, consistent with the July 20, 1983 Memorandum of Agreement between DoD and DOI.
 - (3) Operational impact reviews of projects identified by the Federal Permit Improvement Steering Council in accordance with Section 4370m-1 of Title 42, U.S.C., to protect national security interests and support timely permitting of clean energy redeployment.

3.2. REVIEW OF FAA PROPOSED ENERGY PROJECTS SUBJECT TO FORMAL REVIEW.

a. Applicability of Formal Reviews.

The procedures applicable to energy and energy-related projects filed with the FAA will be performed in accordance with Section 211.6 of Title 32, CFR, as modified by Section 183a of Title 10, U.S.C.

(1) A formal DoD review begins when DoD has received notice of the proposed project from the FAA, normally through the database used by the Clearinghouse to track proposed projects.

(2) The Executive Director of the Clearinghouse may prioritize reviews and may direct reviews to specific affected DoD Components.

(3) Pursuant to Section 183a of Title 10, U.S.C., if the Clearinghouse finds that an energy-related project will have an adverse impact on military operations and readiness, it will issue to the applicant a notice of presumed risk that describes the concerns and requests a discussion of possible mitigation actions.

b. DoD Component Reviews.

The DoD Components conducting a preliminary formal review will:

(1) Assess whether the proposed project, if completed, would cause an adverse effect as a national security impact on military readiness, operations, or a hazard to air navigation in accordance with Part 77 of Title 14, CFR. Reviews will be conducted in accordance with relevant implementation guidance issued by the Clearinghouse. DoD Components are encouraged, but not required, to coordinate their individual reviews with other DoD Components during a preliminary assessment.

(2) Provide:

(a) Their assessments to the Clearinghouse and other OSD Components concerned in accordance with procedures and deadlines provided by the Executive Director of the Clearinghouse.

(b) Timely assessments to meet Federal or State siting requirements and timelines.

(c) Concurrence at the Service Deputy Assistant Secretary level (concurrence authority is not delegable) that a proposed project will adversely impact military operations and request that an MRT be established before the expiration of 70 days from which the notice was filed with the FAA.

c. Mitigation Negotiations.

Once the authorized Military Department concurrence is received, the Clearinghouse will:

- (1) Issue a notice of presumed risk and request that the developer participate in an MRT.
- (2) Request that the impacted Military Department(s) establish the MRT, and simultaneously notify the OSD functional offices.
- (3) Notify the Governor of the State in which the project is located that the project will adversely impact military operations or readiness; and provide a point of contact for any comments.
- (4) Conduct mitigation negotiations pursuant to Section 211.6 of Title 32, CFR. Such discussions will take place within the review timeline prescribed in Part 211 of Title 32, CFR. The MRT and the proponent may agree, in writing, to an extension of a specific period of time pursuant to Part 211 of Title 32, CFR.
- (5) In discussing mitigation to avoid an unacceptable risk to U.S. national security, DoD Components will consider, at a minimum, the following types of DoD mitigation when available, as provided in Section 211.9 of Title 32, CFR:
 - (a) Modifications to military operations.
 - (b) Modifications to radars or other items of military equipment.
 - (c) Modifications to military test and evaluation activities, military training routes, military training procedures, or training sites and ranges.
 - (d) Upgrades or modifications to existing systems or procedures.
 - (e) The acquisition of new systems by the DoD and other agencies of the Federal Government.
- (6) In discussing mitigation to avoid an unacceptable risk to U.S. national security in accordance with Section 211.9 of Title 32, CFR, the DoD Components may recommend the applicant consider:
 - (a) Modifying the proposed project's structure, operating characteristics, or equipment used.
 - (b) Changing the project location.
 - (c) Limiting daily operating hours or the number of days the equipment in the proposed structure is in use to avoid interference with military activities.
 - (d) Providing a voluntary contribution of funds to offset the cost of measures undertaken by the Secretary of Defense to mitigate adverse impacts of the project on military operations and readiness.
 - (e) Other feasible and affordable mitigations.

(7) The Military Department may negotiate a proposed agreement through the MRT process; but cannot unilaterally enter into an agreement with a proponent.

(8) The MRT will notify the Clearinghouse if the proponent:

(a) Does not agree to discuss with the DoD efforts to mitigate the project's adverse impact on military operations or readiness.

(b) Agrees to discuss mitigation efforts, but the proponent and the MRT cannot agree on mitigation.

(c) Reaches a draft agreement with the MRT.

d. Recommendation for Determination of Unacceptable Risk to U.S. National Security.

(1) If the MRT is unable to reach an agreement with the proponent regarding a project described in Paragraph 1.1., each DoD Component member of the MRT must provide its recommendation to the Executive Director of the Clearinghouse in writing.

(2) After reviewing the recommendations provided by the designated DoD Components and giving full consideration to mitigation actions, the Executive Director of the Clearinghouse may or may not conclude that the project, in isolation or cumulatively with other projects, may result in an unacceptable risk to U.S. national security. If the Executive Director concludes there is a risk, The Executive Director will make a recommendation to the ASD(EI&E) and, if necessary, to the USD(A&S).

3.3. INFORMAL REVIEW OF PROPOSED ENERGY PROJECTS SUBMITTED BY PROPONENTS.

Informal reviews subject to Section 183a(c)(5) of Title 10, U.S.C., will be conducted in accordance with Section 211.7 of Title 32, CFR, and this issuance.

a. The Executive Director of the Clearinghouse:

(1) May reject a request for an informal review if insufficient data were provided to conduct an adequate review to determine the potential for adverse effects of the proposed project on military operations and readiness activities.

(2) Will, within 15 business days of accepting a request, provide the essential information about the project to the Military Departments and OSD or the Joint Staff functional offices with oversight of test and evaluation, training, and military operations, including homeland defense.

b. Those DoD Components that receive such requests from the Clearinghouse will conduct informal reviews by determining whether a proposed project may have an adverse impact on military operations or readiness.

c. DoD Components that receive such requests from the Clearinghouse will provide their comments and recommendations to the Clearinghouse not later than 30 days after receiving the request unless another date is specified. OSD functional offices may also provide their comments and recommendations to the Clearinghouse. DoD Components that find potential adverse impacts during reviews will notify the Clearinghouse and OSD functional offices of those potential adverse impacts; and provide a point of contact for more detailed discussions with the project proponent.

d. No later than 50 days after receiving the request for an informal review, the Clearinghouse will review all comments and recommendations received from the DoD Components and take one of the three actions listed in Section 211.7(b)(2) of Title 32, CFR.

e. The DoD Siting Clearinghouse Website <https://www.acq.osd.mil/dodsc/> will provide references outlining the data required for sufficient DoD informal review.

3.4. REVIEW OF PROPOSED PROJECTS OR REQUESTS FOR MISSION COMPATIBILITY ASSESSMENTS FROM FEDERAL AGENCIES.

a. Applicability of Reviews.

The Clearinghouse will establish procedures for the reviews of projects received from Federal entities for projects that are, and are not, subject to the jurisdiction of the FAA in accordance with Section 44718 of Title 49, U.S.C. These procedures will include energy projects and energy-related projects (collectively referred to as 'projects' in sublets 3.4 a 1-8 such as:

- (1) Projects on military installations and ranges.
- (2) Projects on lands that are withdrawn for military use.
- (3) Proposed liquid natural gas terminals within the authority of FERC.
- (4) Proposed bulk electric system transmission lines within the backstop siting authority of the FERC.
- (5) Proposed bulk electric system transmission lines submitted by a Federal agency or agency outside the DoD that crosses a military installation.
- (6) Proposed projects on the outer continental shelf.
- (7) Proposed projects on State and Federal lands.
- (8) Proposed projects for which an application has been submitted to the U.S. Army Corps of Engineers.

b. Review Results.

Results of the review often depend upon the level of detail provided by the requester. Typically, the initial DoD response identifies impacted missions and points of contact for the developer to contact. The response to the Federal agency may require elevation to the USD(A&S) or Deputy Secretary of Defense depending upon the level of the request, the significance or the scope of the request, or the specific question(s) being asked. In certain cases, the response may require specifically identifying impacts on military operations and readiness similar to a formal response or an objection to the Secretary of Transportation in accordance with Section 183a of Title 10, U.S.C.

3.5. COMMUNICATION AND OUTREACH.

a. Public Outreach.

The Clearinghouse will maintain a website accessible to the public to provide applicants, project proponents, requesters, and the public with available information necessary to help them participate in the military mission compatibility evaluation process. The website will also display approved GACs and associated geographic information systems data, and other publicly released DoD-wide mission compatibility evaluation positions.

b. Proprietary Information.

Proprietary information will be marked business confidential, protected, and stored. DoD Components will handle all proprietary information in a controlled and secure manner, in accordance with applicable regulations, to ensure that no unauthorized disclosure occurs.

GLOSSARY

G.1. ACRONYMS.

ACRONYM	MEANING
ASD(EI&E)	Assistant Secretary of Defense for Energy, Installation, and Environment
ASD(HD&HA)	Assistant Secretary of Defense for Homeland Defense and Hemispheric Affairs
CFR	Code of Federal Regulations
DoDD	DoD directive
DOI	Department of the Interior
FAA	Federal Aviation Administration
FERC	Federal Energy Regulatory Commission
GAC	geographical area of concern
MRT	mitigation response team
NORAD	North America Aerospace Defense Command
OE/AAA	obstruction evaluation/airport airspace analysis
U.S.C.	United States Code
USD(A&S)	Under Secretary of Defense for Acquisition and Sustainment

G.2. DEFINITIONS.

These terms and their definitions are for the purpose of this issuance.

TERM	DEFINITION
adverse impact on military operations and readiness	Defined in Section 211.3 of Title 32, CFR as modified by Section 183a(h)(1) of Title 10, U.S.C.
applicant	Defined in Section 211.3 of Title 32, CFR.
bulk electric system	The electrical generation resources, transmission lines, interconnections with neighboring systems, and the associated equipment, generally operated at voltages of 100 kilovolts or greater.

TERM	DEFINITION
Clearinghouse	Defined in Section 211.3 of Title 32, CFR.
days	All calendar days, excluding Federal holidays.
energy project	Defined in Section 183a(h) of Title 10, U.S.C.
energy-related project	A project that develops or provides for, or in the case of planning actions by another governmental agency, plans for, the production, generation, or transmission of energy or commodities used to produce energy, including the development of energy resources such as oil or natural gas and other mineral extraction activities.
formal review	FAA-proposed energy projects subject to review in accordance with Section 183a(d)(2) of Title 10, U.S.C.
GAC	Defined in Section 183a(d)(2) of Title 10, U.S.C.
informal review	As described in Section 211.7 of Title 32, CFR, and revised by Section 183a(c)(5).
military installation	Defined in Section 2687(g)(1) of Title 10, U.S.C., and includes lands withdrawn and reserved for military use.
military readiness	Defined in Section 211.3 of Title 32, CFR.
MRT	One or more DoD Components designated by the Clearinghouse to conduct or oversee a detailed analysis to determine if the proposed project may result in an unacceptable risk to U.S. national security and to engage in mitigation discussions.
OE/AAA project	A project as described in the application submitted to the Secretary of Transportation pursuant to Section 44718 of Title 49, U.S.C., and transmitted by the Secretary of Transportation to the Clearinghouse. The term may also refer to a project proposal for which an application has not been submitted to the Secretary of Transportation pursuant to Section 44718 of Title 49, U.S.C., but which meets the criteria for notification of proposed construction or alteration in accordance with Part 77 of Title 14, CFR, and review under the FAA’s OE/AAA process. Referred to as a “formal” review project.
proponent	An individual, partnership, corporation, other legal entity, or government agency that is proposing to construct an energy project.

TERM	DEFINITION
proposed project	An OE/AAA project or an energy project.
requester	Defined in Section 211.3 of Title 32, CFR.
State	When used in reference to State governments or officials, includes local governments and officials.
unacceptable risk to U.S. national security	Section 183a(h) of Title 10, U.S.C.

REFERENCES

- Code of Federal Regulations, Title 14, Part 77
- Code of Federal Regulations, Title 32, Part 211
- DoD Directive 5105.71, “Department of Defense Test Resource Management Center (TRMC),”
March 8, 2004
- DoD Directive 5111.13, “Assistant Secretary of Defense for Homeland Defense and Global
Security (ASD(HD&GS)),” March 23, 2018
- DoD Directive 5124.02, “Under Secretary of Defense for Personnel and Readiness
(USD(P&R)),” June 23, 2008
- DoD Directive 5135.02, “Under Secretary of Defense for Acquisition and Sustainment
(USD(A&S)),” July 15, 2020
- DoD Directive 5141.02, “Director of Operational Test and Evaluation (DOT&E),”
February 2, 2009
- Memorandum of Agreement between the DoD and Department of the Interior, “Mutual concerns
on the Outer Continental Shelf,” July 20, 1983
- United States Code, Title 10
- United States Code, Title 42, Section 4370m-1
- United States Code, Title 49, Section 44718