(3) Consult with EV-1 ,as to ,whether a public hearing concerning the NEPA-related aspects of a proposed action should be held; and

(4) Provide legal assistance to all DOE offices in the preparation of NEPA documents and the conduct of NEPA-related hearings.

e. Assistant Secretary for Intergovernmental and Institutional Relations shall maintain a list available for public inspection of all draft and final EIS's, EA's, and negative determinations in the DOE Public Reading Room and shall arrange for making such NEPA documents available for inspection in accordance with the provisions of the Freedom of Information Act (5 U.S.C. section 552).

f. The Secretary:

(1) Shall review final EIS's on those DOE actions where final decisionmaking authority has not been redelegated.

(2) Where disputes arise regarding issues related to the issuance of NEPA documents that are unresolvable at the program/regulatory office levels, the affected office may refer the matter to the Secretary. On such referrals the Secretary shall:

(a) Seek the concurrence of EV-1 regarding the issuance of the subject document, and

(b) Approve the issuance of the subject document, without EV-1 concurrence, if he so decides.

FOR THE SECRETARY OF ENERGY:

William S. Heffelfinger
Director of Administration