

Right-Of-Way Permitting Process

Pre-Application Meeting(s)

File Application (SF-299) and initial Plan of Development (POD)

BLM Reviews Application for Completeness

INCOMPLETE

- Request additional information
- Information received.

INCOMPLETE

- Request additional information
- Information NOT received.

- Application denied
- Decision appealable to IBLA*

COMPLETE

1. Accept Application & Determine Cost Recovery/Processing Fee
2. Determine Necessary Supplemental Information
3. Initiate Environmental Review (NEPA)
4. Complete NEPA - Issue NEPA Decision
5. Decision is Appealable to IBLA*

APPROVE GRANT AND POD

1. Determine Cost Recovery (grant monitoring fees)
2. If Applicable – Determine Bonds, Rent, Issue Notice(s) to Proceed (NTP)
3. Monitor Grant Construction and Reclamation

*When the BLM issues a final decision on a right-of-way application, it may be appealed by any party adversely affected by the final decision. The appeal and request for a stay, if filed, is reviewed by the Interior Board of Land Appeals (IBLA), in the Office of Hearings and Appeals (OHA); an independent branch of the Department of the Interior. For more information on Appeals see: <http://www.doi.gov/oha/ibla/Procedural-Regulations-for-Cases.cfm>
For Rights of Way information see: http://www.blm.gov/wo/st/en/prog/energy/cost_recovery_regulations.html