Message

From: Chemerys, Ruth [Chemerys.Ruth@epa.gov]
Sent: 12/10/2018 6:42:30 PM
To: Hurld, Kathy [Hurld.Kathy@epa.gov]
CC: McDavit, Michael W. [Mcdavit.Michael@epa.gov]
Subject: Draft for Wheeler on 404
Attachments: CWA 404 Program Assumption Wheeler.docx

Here's what I have so far. Tried to keep as much of the previous fact sheet sent by Kristie, but condensed a bit (there was some duplication), and added on talking point from other briefing papers.

Included one bullet each on the state and tribal input meetings/webinars, Florida, and Michigan.

I'll be out at a meeting 2-3ish, but can finish before I leave around 4.

Ruth

From: McDavit, Michael W.
Sent: Monday, December 10, 2018 11:53 AM
To: Chemerys, Ruth <Chemerys.Ruth@epa.gov>
Subject: FW: Admin Wheeler Confirmation Process Hearing Prep: Factsheet Updates and Drafting

See below instructions for the 404g factsheet. Bottom line is it also needs to have Florida and Michigan thrown in.

From: Moore, Kristie
Sent: Monday, December 10, 2018 6:18 AM
To: Orvin, Chris <Orvin.Chris@epa.gov>; McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>; Redford, David <Redford.David@epa.gov>; Wall, Tom <Wall.Tom@epa.gov>; Hall, Lynda <Hall.Lynda@epa.gov>; Flahive, Katie <Flahive.Katie@epa.gov>
Cc: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Yusuf, Istanbul <Yusuf.Istanbul@epa.gov>; Connors, Sandra <Connors.Sandra@epa.gov>; Maddox, Donald <Maddox.Donald@epa.gov>; Brown, Robert <Brown.Robert@epa.gov>
Subject: RE: Admin Wheeler Confirmation Process Hearing Prep: Factsheet Updates and Drafting

Attached is the latest version of 404(g) factsheet I have. It is a general factsheet on assumption from the OMB submission in September.

Kristie

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From: Orvin, Chris
Sent: Thursday, December 06, 2018 4:32 PM
To: McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>; Redford, David <Redford.David@epa.gov>; Wall, Tom <Wall.Tom@epa.gov>; Hall, Lynda <Hall.Lynda@epa.gov>; Flahive, Katie

<Flahive.Katie@epa.gov>
Cc: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Yusuf, Istanbul <Yusuf.Istanbul@epa.gov>; Connors, Sandra <Connors.Sandra@epa.gov>; Maddox, Donald <Maddox.Donald@epa.gov>; Moore, Kristie <Moore.Kristie@epa.gov>
Subject: Admin Wheeler Confirmation Process Hearing Prep: Factsheet Updates and Drafting
Importance: High

Mike, Russ, Dave, Tom, Lynda and Katie –

As you probably saw from Sandra's note earlier this week, I'll be the initial OWOW point of contact for Congressional requests as we start to build out a more structured process. We were recently asked by the OW-IO to develop factsheets for Acting Administrator Wheeler as part of his confirmation process (this will include hearings and one-on-one visits). The list of proposed factsheets for OWOW is (if these assignments look off please let me know):

Revise Existing Papers (attached)

1. WOTUS (Mike, Mindy)
2. 401 State Certification (Mike)
3. 404c – Pebble (Mike)

Draft New Papers

1. 404g Michigan and Florida (Factsheet should cover 404g generally, as well as Florida and Michigan specifically) (Mike)
2. Nutrients (Ernst - IA) (Tom, Katie, Lynda)
3. Yazoo Pumps (Wicker – MS) (Russ, Dave)

A few notes on content and timing:

(1) Content -
Existing factsheets that were used in a previous hearing are attached for your review and edits. For new factsheets, please pull as much as you can from existing/approved talking points, briefing papers, etc. I've also attached a sample template factsheet that they provided us which shows you the required format. Please coordinate with any other OW offices you need to develop these factsheets.

Please be aware of the guidance we have received from OW on the revision and development of these papers (highlights are mine):

Title: *Describe the specific issue in a clear, concise manner*
Background: *In a concise manner, describe the pertinent historical background information.*
Key Points: *What does the Administrator need to know about this issue? Are there political sensitivities, member interests? Is the Agency planning any major actions on the specific topic? What, if any, are the risks with this issue?*
Talking Points: *Limited to 2-3 points. The Administrator must be able to read the talking points verbatim, if needed.*

Some initial reactions:

- Title: OW would like the title of the paper to be specific and clear so that the topic can be immediately identified (it's OK if it's a little longer)
- Talking Points:
  - The existing factsheets will need to be revised to meet the **length restrictions** of only having 2-3 talking points (all of our existing factsheets have more than that).
  - In addition to shortening the talking points, please make sure they are something that could actually be **read verbatim** by the Administrator in a hearing setting. This was the key feedback the Acting Administrator provided during previous hearing prep.

- Factsheet Length: OW's preference is that the factsheets be only **one page.** Please cut your factsheets to meet that length; if, however, you think critical information will have to be removed to accommodate that length, it's possible to exceed one page.

Kristie: Could you review your existing 404g budget factsheet language and provide that to Mike as a starting point?
Tom: I am only including the existing HABs factsheet as an FYI, as it references nutrient pollution in the last talking point and in the third sub-bullet on the second key point. I believe OGWDW is coordinating with OST on this. Please let me know if you have any comments.

Additionally: We have been asked to come up with **2-3 questions for each factsheet topic** that could be used in mock hearings. Please note we're **not being asked for answers** at this time. Just think of the top 2-3 questions that you think may come up in a hearing on that topic and send those to us with your factsheets.

(2) Timing -

Sandra would like to review new and revised factsheets that have **Division-Director/ADD review and approval** by **COB Tuesday December 11.** Please send these factsheets to me, Don and Sandra. Please provide your draft factsheets to your DD/ADD by COB Monday Dec. 10 so they have sufficient time to review and approve.

Apologies for the long email and all the detail. We are still working through a process to handle these kinds of requests and appreciate your patience as we figure that out. Please feel free to reach out to me if you have any questions or concerns.

Thanks,

Chris Orvin
U.S Environmental Protection Agency
Office of Water
202-564-0430