

(d) “Under the revised CX, DOE’s NEPA review is tailored to its statutory authority and will not unnecessarily duplicate the documents that FERC or other agencies prepare under their statutory authorities.”²⁷

(e) “DOE lacks the statutory authority to authorize construction and operation of export facilities, regardless of whether these facilities are deemed jurisdictional by FERC. Therefore, DOE need not review environmental impacts associated with those authorizations. For a proposed export facility outside FERC jurisdiction, another Federal agency, such as MARAD [U. S. Department of Transportation Maritime Administration] or BOEM [Bureau of Ocean Energy Management], would typically be responsible for completing the NEPA review.”²⁸

DoE seems to be reaching at straws here, because we find no evidence that MARAD or BOEM do NEPA review for LNG facilities. State and local authorities do not do such review. So apparently nobody does.

²⁷ *Ibid.*

²⁸ *Ibid.*