

**Office of Enforcement and Compliance Assurance  
Environmental Justice Action Plan  
(FY2006)**

**Goal 5: Compliance and Environmental Stewardship**

*Objective: Reduction in number of asthma attacks (e.g., reduce asthma triggers such as particulate matter)*

Activities	Output	Outcome	Point of Contact
Monitor and implement Supplemental Environmental Projects (SEPs) that reduce particulate emissions from wood heating appliances in low income households and communities	Review progress of Wood Heater Program SEPs being performed in low income communities currently in process  Negotiate new Wood Heater Program SEPs that reduce particulate emissions from wood heating appliances in low income communities	Ensure that Wood Heater Program SEPs are completed in accordance with the terms set forth in the respective settlement agreements; thereby ensuring that particulate emissions are reduced in targeted low income communities	<b>OC:</b> John DuPree Tel.: 202-564-5950 dupree.john@epa.gov  Mamie Miller Tel.: 202-564-2395 miller.mamie@epa.gov

*Objective: Clean and safe drinking water*

Activities	Output	Outcome	Point of Contact
Revise the compliance monitoring strategy for the National Pollutant Discharge Elimination System (NPDES) program to focus inspections on facilities, both majors and non-majors dischargers, that are or have the potential to affect attainment of water quality standards	The revisions under consideration will target inspections on facilities, regardless of size, that discharge to 303(d)/305(b) listed waters for pollutant(s) contributing to the listing, as well as those that have the potential to impact water quality	Increase inspection attention (and any resulting enforcement activities) on areas where water quality problems are most severe, and to the extent that there is correlation between those areas and Environmental Justice areas, those areas should benefit from these revisions to the compliance monitoring strategy	<b>OC:</b> Rick Duffy Tel.: 202-564-5014 duffy.rick@epa.gov

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Activities	Output	Outcome	Point of Contact
Financial Website Page -- Water Programs	Tools for communities to help fund development of water infrastructure	More communities will find the necessary information to develop financial plans to fund their water programs' financial infrastructure	<p><b>OC:</b> Cassandra Rice Tel.: 202-564-4057 rice.cassandra@epa.gov</p> <p>Tom Ripp Tel.: 202-564-7003 ripp.tom@epa.gov</p>

*Objective: Collaborative problem-solving to address environmental justice issues*

Activities	Output	Outcome	Point of Contact
Partner with the community group Earth Conservation Corps (ECC)	OC, in conjunction with other OECA offices, will mentor and work closely with the ECC to build relationships with communities and other service based organizations in environmental justice areas where environment/community are at risk	Partnership that promotes student mentoring, environmental education, stewardship and which strengthens communities by improving economic opportunity and restores community pride	<p><b>OC:</b> Sandi Jones Tel.: 202-564-7038 jones.sandra@epa.gov</p> <p>James Edward Tel.: 202-564-2462 edward.james@epa.gov</p> <p><b>OPPAC:</b> Fran Jonesi. Tel.: 202-564-7043 jonesi.fran@epa.gov</p>

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Activities	Output	Outcome	Point of Contact
<p>Advance EJ principles and objectives in the deliberations, meetings, and capacity building of external organizations (e.g., State associations, trade associations, the law enforcement community and stakeholder groups)</p>	<p>At all such deliberations and meetings, identify, address, and advance EJ principles and objectives</p> <p>Discuss EJ principles and identify EJ communities when providing training to law enforcement personnel</p>	<p>External organizations (including those with EMSs) better understand, and are more sensitive and responsive to, the needs of EJ communities</p> <p>Law enforcement agencies acquire a greater understanding of environmental crime in EJ communities, and include principles of EJ in their agency's investigative and enforcement strategies, which reduces crime in EJ communities</p>	<p><b>OPPAC:</b> Jon Silberman Tel.: 202-564-2429 slberman.jon@epa.gov</p> <p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p> <p><b>OCEFT:</b> Barbara Foreman Tel: 202-564-6005 foreman.barbara@epa.gov</p>
<p>Participate in Federal Interagency Working Group on Environmental Justice (IWG)'s meeting as OECA representative</p>	<p>Enforcement and Compliance concerns are taken into consideration in meetings/calls attended</p>	<p>Lines of communication, coordination and collaboration are enhanced among HQ Offices and other Federal agencies</p>	<p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p>
<p>Provide consultation on EJ to the OECA Planning Council and the Implementation Teams of the strategies for the National Program Priorities that are incorporate EJ principles</p>	<p>Ongoing attendance to monthly OECA Planning Council meetings to stay up to date in progress reports from the National Priorities Strategies Teams and provided necessary assistance</p>	<p>Ensure that EJ concerns are identified and addressed and integrated into OECA policies and implementation of National Program Priorities</p>	<p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p>
<p>Work with the EJCC to define ways in which environmental justice assessments can be effectively conducted for enforcement and compliance targeting and other activities</p>	<p>In 2006, develop implementation strategy on how to effectively conduct environmental justice assessments and targeting of enforcement and compliance activities through the use of the EJSEAT</p>	<p>More effective use of environmental justice assessment tools to address enforcement and compliance activities in areas with environmental justice concerns is accomplished</p>	<p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p>

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*Objective: Revitalization of brown fields and contaminated sites*

Activities	Output	Outcome	Point of Contact
Support completion of negotiation of Federal Facility Cleanup Agreements (FFCAs) for federal facility sites listed on the National Priority List (NPL) to assure cleanup and ultimate reuse of contaminated federal facility sites	All remaining (17) NPL sites without cleanup agreements will have completed FFCAs	Sites will be cleaned up with appropriate federal and state oversight and appropriate opportunities for community input	<b>FFEO: Sally Dalzell</b> Tel.: 202-564-2583 dalzell.sally@epa.gov

*Objective: Ensure Compliance*

Activities	Output	Outcome	Point of Contact
NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY: <b>Mineral Processing Strategy</b>	Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy	Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas	<u>Strategy Implementation Team:</u> Mary Kay Lynch ( <b>R4</b> ) Karin Koslow ( <b>OC</b> ) Rosemarie Kelly ( <b>OCE</b> )
NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY: <b>Air Toxics Strategy</b>	Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy	Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas	<u>Strategy Implementation Team:</u> Eric Schaaf ( <b>R2</b> ) Mamie Miller ( <b>OC</b> ) Pam Mazakas ( <b>OCE</b> )

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<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Concentrated Animal Feeding Operations (CAFOs) Strategy</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Mike Bussell (R10) Rick Colbert (OC) Randy Hill (OCE)</p>
<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Sanitary Sewer Overflows (SSOs) Strategy</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Mike Alushin (OC) Stan Meiburg (R4) Mark Pollins (OCE)</p>
<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Stormwater Strategy</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Ken Gigliello (OC) Bob Murphy (R6) Amy Porter (OCE)</p>
<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Combined Sewer Overflow (CSOs) Strategy</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Stephen Perkins (R1) Rick Duffy (OC) Kate Anderson (OCE)</p>

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<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>New Source Review – Prevention of Significant Deterioration (NSR-PSD)</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> George Czerniak (<b>R5</b>) Bob Tolpa (<b>OC</b>) Adam Kushner (<b>OCE</b>)</p>
<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Tribal Compliance Assurance</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Carol Rushin (<b>R 8</b>) Sally Seymour (<b>R 9</b>) Jim Edward (<b>OC</b>) Jonathan Binder (<b>OC</b>) Mary Andrews (<b>OCE</b>)</p>
<p>NATIONAL ENFORCEMENT AND COMPLIANCE ASSURANCE PRIORITY:</p> <p><b>Financial Assurance</b></p>	<p>Each national enforcement priority has EJ as a component in its performance-based strategy. In FY 2006, when EJSEAT is available, each Strategy Implementation Team will assess how to incorporate the use of the tool into their priority strategy</p>	<p>Each national priority will be able to use the tool to help target its activities and measure the results where there are actions in EJ areas</p>	<p><u>Strategy Implementation Team:</u> Neilima Senjalia (<b>OSRE</b>) Karin Koslow (<b>OC</b>) Chris McCullough (<b>OCE</b>)</p>

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Activities	Output	Outcome	Point of Contact
Use data to target problems and ensure the strategic use of resources and tools to take actions in EJ communities	Sponsor regional pilot tests of the Framework for Problem-Based Approaches to Integrated Strategies which includes targeting problems in EJ communities, using assistance, incentives, inspections, civil/criminal enforcement and innovative approaches to bring about compliance and involving the public	Pounds of pollution reduced Complying actions Increased understanding Changes in behavior  FY 2006 – Region 9 will conduct additional compliance assistance workshops and training to help reduce pollution	<b>OC:</b> James Edward Tel.: 202-564-2462 edward.james@epa.gov  Joanne Berman Tel.: 202-564-7064  Karen Henry ( <b>R 9</b> ) Tel.: 415-972-3844
EPA Authorization of Tribal Inspectors procedures	Implement guidance to states and tribal inspectors on how to process a request to conduct inspections on behalf of EPA	Increase the number of tribal inspectors	<b>OC:</b> Phyllis Flaherty Tel.: 202-564-4131 flaherty.phyllis@epa.gov
Topical Directory for Environmental Justice on the National Compliance Assistance Clearinghouse Website	Develop topical directory for environmental justice and add to Compliance Assistance Clearinghouse	Easier search capabilities for environmental justice documents, tools guidance and training activities	<b>OC:</b> Sharie Centilla Tel.: 202-564-0697 centilla.sharie@epa.gov
Pesticides Inspector Residential Training	Conduct 4 training sessions for State and Tribal inspectors that include Worker Protection Standards and sessions on interviewing farm workers and dealing with cultural differences	Increased understanding and effectiveness of State and Tribal inspectors concerning EJ matters	<b>OC:</b> Amar Singh Tel.: 202-564-4161 singh.amar@epa.gov
Pesticide Regulatory Education Program	Conduct 4 Pesticide Regulatory Education Program courses that include Worker Protection Standards and trans-boundary issues	Increased understanding of EJ issues and increased integration of EJ activities into state/tribal pesticide programs	<b>OC:</b> Kate Perry Tel.: 202-564-4059 perry.kate@epa.gov

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Special fact sheets for small and minority livestock farmers	Make fact sheets available through a grantee for small and minority livestock farmers	Increased understanding by small and minority livestock on agricultural compliance issues	<b>OC:</b> Carol Galloway Tel.: 913-551-7487 galloway.carol@epa.gov
Utilize the Environmental Justice Smart Enforcement Assessment Tool (EJSEAT) and other tools sanctioned by EPA to identify and assess areas with potential environmental justice concerns for criminal investigative activity	Develop a series of EJSEAT maps to be utilized by the CID Area Offices for their strategic enforcement initiative.  Ensure CID Area Offices incorporate the use of computerized EJSEAT service into criminal enforcement planning.	Increase OCEFT/CID staff's capacity to identify, assess, address, and measure environmental justice results in their day-to-day work.  Increase in criminal enforcement and prosecution activities are conducted in areas with potential disproportionate environmental and health burdens.	<b>OCEFT:</b> Barbara Foreman Tel: 202-564-6005 foreman.barbara@epa.gov  <b>OCEFT:</b> Ed Goodwin Tel.: 202-564-5918 goodwin.ed@epa.gov
Incorporate EJ principles in Section 309 Reviews to help federal agencies address EJ issues in environmental impact statements (EISs) and associated mitigation plans.  Make publicly available EPA's review comments on Draft EISs. Comments underscore environmental impacts including EJ concerns associated with proposed actions of Federal agencies.	At the start of each fiscal year (October), number of EISs with EPA-identified potential EJ issues received through the end of the previous fiscal year (September).	Percentage of EISs with potential EJ issues that document conscientious efforts to involve the EJ community in the development of the EIS and the decision-making process as evidenced in the Final EIS document. The Government Performance Reporting Act (GPRA) system will be used to measure progress.  ----- Percentage of EISs with potential EJ issues that document mitigation commitments for EJ-related environmental impacts. The GPRA system will be used to measure progress.	<b>OFA:</b> Arthur Totten Tel.: 202-564-7164 totten.arthur@epa.gov

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Use EJ Smart Enforcement Assessment Tool (EJSEAT) to ensure Region and States use EJ as a criterion in the next round of the RCRA Corrective Action Smart Enforcement Strategy (CASES)	Conduct outreach to Regional EJ Coordinators on how to implement EJSEAT and link them with CASES contacts in the Regions.	Expedite meeting RCRA corrective action goals (e.g., human exposures controlled and construction completion) at facilities with EJ concerns by targeting or monitoring them under CASES.	<b>OSRE:</b> Carlos Evans, Tel.: 202-564-6331 evans.carlos@epa.gov
Modify Appendix C of the Superfund Community Involvement Handbook, “Conducting Community Involvement During Enforcement Actions and Development of Administrative Record”	By the end of FY 2006, develop a policy tailored to encourage early community involvement and EJ consideration to be used at sites being addressed under the CERCLA enforcement program.	Increase awareness of internal and external stakeholders on the importance of early community involvement/EJ planning in enforcement actions.	<b>OSRE:</b> Arati Tripathi Tel.: 202-564-2044 tripathi.arati@epa.gov

**Cross-Cutting Strategies:**

*Objective: Internal Capacity Building (e.g., internal program management)*

Activities	Output	Outcome	Point of Contact
Make Worker Protection Standards (WPS) a priority in the Pesticide state grant guidance	Include worker protection standards in the grant guidance	Increased understanding of worker protection standards by state and tribal programs	<b>OC:</b> Amar Singh Tel.: 202-564-4161 singh.amar@epa.gov
Develop and deploy interim EJSEAT data set and query and reporting capability in OTIS	OTIS users can select, view, and sort facilities based on “EJ areas of concern”	HQ and Regions can target and report on EJ based on a common, consistent, quantitative definition of EJ	<b>OC:</b> Andrew Schulman Tel.: 202-564-5244 schulman.andrew@epa.gov

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Activities	Output	Outcome	Point of Contact
Partner with the Office of Environmental Justice to provide Basic Environmental Justice training to government professionals and the regulated community	Work closely with OEJ to devise a means for allowing the regulated community access to the Basic Environmental Justice training course and other pertinent EJ information and training via NETI Online by 2nd Quarter FY 2006	Increased access by the regulated community to Basic Environmental Justice training resulting in a better informed community	<b>OC:</b> Patricia Straw Tel.: 202-564-2513 straw.patricia@epa.gov
Design and implement a robust National Enforcement Training Institute (NETI) Tribal training strategy	Work closely with other OECA offices to increase capacity building and improve health and safety of Tribes	Increased awareness among tribes and EPA on innovative procedures and best practices that can be used in addressing enforcement and compliance issues	<b>OC:</b> Jeff Lightner Tel.: 303-236-6782 lightner.jeff@epa.gov
Develop and provide tailored environmental justice training to all DC Metropolitan Area and Headquarters OCEFT personnel	Cooperatively developed a tailored environmental justice training course with OEJ  (Training course to be delivered to approximately 80 OCEFT employees in DC Metropolitan Area and Headquarters)	Increased awareness of the EPA commitment to, and policies and procedures used to address environmental justice in daily decisions and responsibilities.	<b>OCEFT:</b> Barbara Foreman Tel.: 202-564-6005 foreman.barbara@epa.gov

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Activities	Output	Outcome	Point of Contact
Continue active participation and interaction in the EPA Environmental Justice Coordinating Council (EJCC)	Participate in EJCC meetings, workshops, discussions. Provide pertinent office insight and perspective and associated policies relative to EJ integration	Maintain consideration of EJ issues when developing new policy and guidance documents	<p><b>EJCC members:</b> *</p> <p>Joyce Olin (FFEO) Sandi Jones (OC) Melissa Marshall (OCE) Barbara Foreman (OCEFT) Mustafa Ali (OEJ) Arthur Totten (OFA) Arati Tripathi (OSRE)</p> <p>* EJCC Membership as of January 2006</p>
Monitor integration of OECA EJ Action Plan	Conduct progress semi-annual progress report meetings with the EJ contacts from each OECA office (EJ Coordinating Committee and EJ Action Council); and provide update to the OECA Deputy Assistant Administrator)	Improve accountability by having senior managers and staff regularly assess and adjust activities according to their offices' EJ strategy	<p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p> <p>(and EJAC Chair)</p>
Work with the OECA Planning Council to define ways in which the Environmental Justice Assessment Tool (EJSEAT) can be effectively implemented for enforcement and compliance targeting and other activities related to priorities and core programs	Develop implementation strategy on how to effectively conduct environmental justice assessments and targeting of enforcement and compliance activities	More effective use of environmental justice assessment information and tools to address concerns in environmental justice areas is accomplished	<p><b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov</p> <p><b>OC:</b> Robbi Farrell Tel.: 202-564-4061</p>

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Develop an OECA Environmental Justice Award	Create an EJ award, part of the annual OECA Honor Awards Ceremony, to be given to an OECA employee who assisted on the integration of EJ principles into OECA's programs in an exemplary manner	Reward and encourage those individuals who effectively implement OECA EJ policy	<b>OPPAC:</b> Rey Rivera Tel.: 202-564-1491 rivera.reiniero@epa.gov
Evaluate the need for a regular call with Regional counsel representatives (ORC's) to promote national consistency on EJ issues	This may provide a forum for discussing changes in EJ policy at Headquarters and for discussing how these changes will affect enforcement of CERCLA actions and RCRA corrective actions from a legal perspective	Call may serve as a mechanism for information exchange, policy development, and internal outreach and may ultimately provide a more consistent and collaborative approach to addressing EJ issues in enforcement actions	<b>OSRE:</b> Carlos Evans Tel.: 202-564-6331 evans.carlos@epa.gov  <b>OSRE:</b> Robert Polin Tel.: 202-564-4292 polin.robert@epa.gov
Develop EJ guidance documents or other tools, if necessary, to be used to identify EJ concerns early on during settlement negotiations	Provide support to ORC's (through OSRE-ORC call) to ensure they have the necessary tools to identify and address EJ concerns early on during settlement negotiations, and if necessary, develop tools to accomplish these goals	Increase communication with Regional counsel to improve consistency and certainty in how EJ concerns are handled during negotiation settlements	<b>OSRE:</b> Robert Polin Tel.: 202-564-4292 polin.robert@epa.gov
Continue OSRE coordination with OSWER EJ Steering Committee	OSRE participation in OSWER bi-monthly calls, which have participation from all ten Regional offices, OSWER program offices, and other EPA offices	Call serves as a venue for information exchange, policy development, and internal outreach. Increased awareness and communication between program and enforcement offices on EJ issues may lead to opportunities for collaboration	<b>OSRE:</b> Amy Tuberson Tel.: 202-564-5152 tuberson.amy@epa.gov

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Activities	Output	Outcome	Point of Contact
Compile “Lessons Learned” from Regions containing practice tips on how best to deal with EJ concerns and communities	Publish a report for distribution to Regional and Headquarters staff, once OSRE has compiled 5 stories and identify an example that OSRE may use to host a Case Study/Roundtable discussion for OSRE staff	Increase awareness among Headquarters and Regional staff on innovative procedures/best practices that can be used when addressing EJ in enforcement activities	<p><b>OSRE:</b> Tessa Hendrickson  Tel.: 202-564-6052  hendrickson.tessa@epa.gov</p> <p><b>OSRE:</b> Amy Tuberson  Tel.: 202-564-5152  tuberson.amy@epa.gov</p>
Host brown bags on an EJ topic related to site remediation enforcement activities	Host one session per year delivered to OSRE staff with 51% of staff in attendance	Increase integration of EJ into OSRE activities and provide specialized and work-specific training to OSRE staff as measured by post-brown bag questionnaire	<p><b>OSRE:</b> Arati Tripathi  Tel: 202-564-2044  tripathi.arati@epa.gov</p>
Continue OSRE EJ Coordinator review of new policy and guidance documents	For new policy and guidance documents, EJ Coordinator should be among the first reviewers of the document. “EJ Considerations” box on concurrence memo should be checked off by OSRE staff before sending document up to management	Increase consideration of EJ issues when developing new policy and guidance documents	<p><b>OSRE:</b> Arati Tripathi,  Tel.: 202-564-2044  tripathi.arati@epa.gov</p>