



COMPENSATORY MITIGATION FOR WILDLIFE RESOURCES

CURRENT ISSUES & TRENDS
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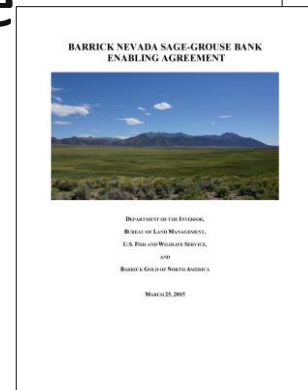
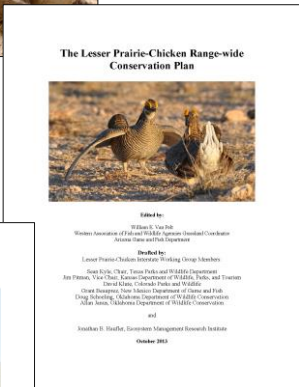
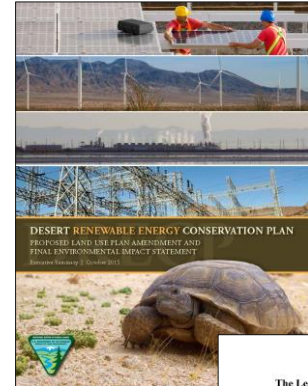


- Federal focus on mitigation
- Application of mitigation to wildlife resources
- Issues presented by mitigation efforts
- What to expect going forward

- Secretary of the Interior Order 3330 (2013)
- BLM Draft Regional Mitigation Manual MS-1794 (2013)
- Report to the Secretary of the Interior: Strategy for Improving the Mitigation Policies and Practices of the Department of the Interior (2014)
- FWS Greater Sage-Grouse Range-wide Mitigation Framework (2014)
- Presidential Memorandum: Mitigating Impacts on Natural Resources from Development and Encouraging Related Private Investment (2015)
- DOI Departmental Manual 600 DM 6 (2015)

- Mitigation hierarchy: avoid, minimize, mitigate
- Landscape-level conservation
- Regulatory certainty for land users
- Value for habitat and preservation
- Metrics: quantification of impacts and benefits
- Additionality
- Net benefit

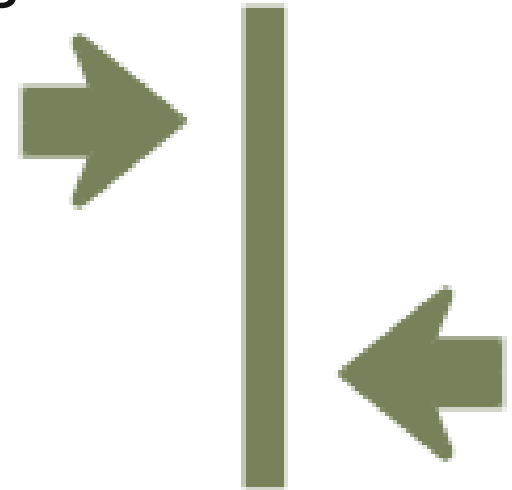
- BLM Desert Renewable Energy Conservation Plan
- WAFWA Range-Wide Conservation Plan for the Lesser Prairie-Chicken
- Barrick Gold Nevada Sage-Grouse Bank Enabling Agreement



- BLM greater sage-grouse land use plans
 - BLM will “require and ensure mitigation” that provides a net conservation gain when authorizing actions that result in habitat loss and degradation
 - Regional mitigation strategy to be established by September 2016
 - Final Regional Mitigation Manual MS-1794 forthcoming

- Colorado Executive Order D 2015-004:
Conserving Greater Sage-Grouse Habitat
- Montana Executive Order No. 10-2014 and
Greater Sage-Grouse Stewardship Act
- Nevada Greater Sage-Grouse Conservation
Plan
- Oregon Mitigation Framework and Mitigation
Rules

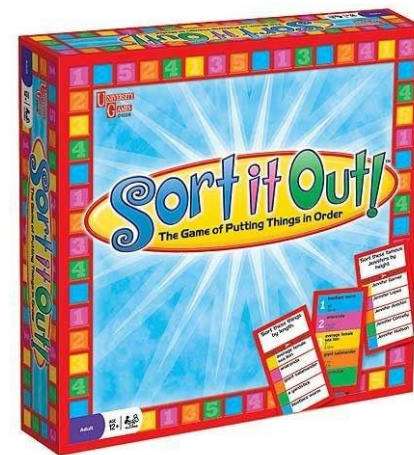
- Permittee-responsible mitigation
- In lieu fee
- Mitigation banks
- Mitigation credit-trading programs
- Hybrid approaches



- What is the appropriate mitigation mechanism?
- Who administers the compensatory mitigation program?
- What metrics are used? How are metrics consistent between programs?
- How is the price of credits determined?
- What is the scope of the program—project, state-wide, habitat region, or range-wide?
- What is the role of stakeholders?
- What regulatory certainty is provided?

WHAT TO EXPECT NEXT?

- Lack of federal guidance through early-2016
- Competition to establish mitigation mechanisms
- Coordination among states and federal agencies regarding mitigation principles
- Mitigation required for federal projects
- Mitigation required for non-federal projects?



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