

## Data Quality Record for Long-Term Performance Goals

**Long-Term Performance Goal Text:** By September 30, 2026, 80% of significant EPA actions with environmental justice implications will clearly demonstrate how the action is responsive to environmental justice concerns and reduces or otherwise addresses disproportionate impacts.

**Corresponding Annual Performance Goal:** Percentage of significant EPA actions with environmental justice implications that respond to environmental justice concerns and reduce or address disproportionate impacts.

**Goal Number/Objective:** Goal 2/Objective 2.2

**NPM Lead:** Office of Environmental Justice and External Civil Rights (OEJECR)

### 1a. Purpose of Long-Term Performance Goal:

The purpose of this long-term performance goal (LTPG) is to ensure that EPA's major decisions are responsive to environmental justice concerns ascertained through meaningful involvement and/or environmental justice analyses and that those decisions contemplate how to reduce or eliminate the disproportionality of current or future impacts. To meaningfully advance equity and justice, EPA's decisions must clearly and demonstrably include such elements, as well as show how the decision taken will do something to address or improve the situation on the ground.

### 1b. Performance Measure Term Definitions:

Significant EPA actions: For this LTPG, the universe will be limited to rules determined to be significant under the [Executive Order on Regulatory Planning and Review \(EO 12866\)](#) as amended by the [Executive Order on Modernizing Regulatory Review \(EO 14094\)](#).

Environmental justice implications: For this LTPG, a regulatory action that has environmental justice implications is one that has the potential to result in new disproportionate effects on people of color, low-income populations, and/or Indigenous peoples, or where conditions that exist prior to the action have the potential to result in disproportionate effects, on people of color, low-income populations and/or Indigenous peoples.

Respond to environmental justice concerns: For this LTPG, responding to EJ concerns means acknowledging the concerns in the written decision or final regulation and wherever feasible, including terms, conditions, mitigation, monitoring, regulatory requirements, etc. that are responsive to the concerns expressed by communities and/or issues identified through environmental justice analysis.

Disproportionate impacts: The working definition of disproportionate impacts at EPA for this purpose is:

A disproportionately impacted community is overburdened by negative environmental conditions in comparison to other communities, taking into account levels of vulnerability. Disproportionality encompasses a wide range of stressors related to the conditions faced by communities with EJ concerns. It includes recognition of the multiple environmental, psycho-social, economic, and other stressors that cumulatively impact the community. These multiple and cumulative stressors are often an essential component of disproportionate impacts.

Reduce or address disproportionate impacts: For this LTPG, reducing or addressing disproportionate impacts in the final action should include an explanation for how the action reduces and/or mitigates disproportionality associated with cumulative threats to public health and environmental quality.

**1c. Unit of Measure:**

The percentage of EPA EO 12866/14094 significant final rules that respond to environmental justice concerns and reduce or address disproportionate impacts.

**2a. Data Source:**

EPA will rely on the Office of Policy's Office of Regulatory Policy and Management's (OP-ORPM) EPA Action Management System database that includes data reported by EPA national programs to generate a list of EO 12866/14094 significant rules. From this list, rules with environmental justice implications will be identified by the national program responsible for the rule and in accordance with provided definitions. Data are reported as needed on an ongoing basis in the form of individual rules, and as the unit of measure. Data will be reviewed quarterly.

**2b. Data needed for interpretation of (calculated) Performance Result:**

EPA will rely on programs to use the results of their analysis to identify EO 12866/14094 significant final rules that are responsive to environmental justice concerns and reduce or address disproportionate impacts.

**3. Calculation Methodology:**

The number of EPA EO 12866/14094 significant final rules that respond to environmental justice concerns and reduce or address disproportionate impacts divided by the total number of EPA EO 12866/14094 significant final rules that concern human health or environmental conditions.

**4. Quality Assurance/Quality Controls:**

EPA will review significant final rules for responsiveness to environmental justice concerns and disproportionate impacts.

**5. Data Limitations/Qualifications:**

Assuming program staff are reporting accurate and truthful information to the Agency action tracker system. Some subjectivity will be involved in assessing whether a process meaningfully responded to environmental justice concerns and reduced or addressed disproportionate impacts.

**6. Technical Contact:**

Zaida Figueroa (OEJECR), 202-566-2643

**7. Certification Statement/Signature:**

**I certify the information in this DQR is complete and accurate.**

**PDAA Signature** Original signed by Theresa Segovia **Date** 5/6/2024