

**U.S. General Services Administration
Federal Bureau of Investigation
Suburban Headquarters
Post-Consultation Process Plan**

I. PURPOSE

This document sets forth the process under which the U.S. General Services Administration (GSA) will evaluate the previously executed Site Selection Plan for a Federal Bureau of Investigation Headquarters Suburban Facility, dated September 22, 2022, as amended November 18, 2022.

II. INTRODUCTION AND BACKGROUND

The Fiscal Year 2023 Consolidated Appropriations Act stated, in part, as follows:

In considering the September 2022 and amended November 2022 GSA Site Selection Plan for the FBI Suburban Headquarters, not later than 90 days after enactment of this Act, prior to any action by the GSA site selection panel for the new Federal FBI headquarters, the GSA Administrator shall conduct separate and detailed consultations with individuals representing the sites from the State of Maryland and Commonwealth of Virginia to further consider perspectives related to mission requirements, sustainable siting and equity, and evaluate the viability of the GSA's Site Selection Criteria for the FBI Headquarters to ensure it is consistent with Congressional intent as expressed in the resolution of the Committee on Environment and Public Works of the Senate (112th Congress), adopted December 8, 2011 and further described in the General Services Administration Fiscal Year 2017 PNCR-FBI-NCR17 prospectus. Following those consultations, the Administrator shall proceed with the site selection process.

As instructed by Congress, on March 8-9, 2023, representatives from GSA and the FBI met with the "individuals representing the sites from the State of Maryland and Commonwealth of Virginia."

III. ROLES AND RESPONSIBILITIES FOR CONDUCTING THE DELIBERATIVE PROCESS

While the Fiscal Year 2023 Consolidated Appropriations Act arguably only requires GSA to evaluate the viability of certain site selection criteria to ensure consistency with Congressional intent, this Post-Consultation Process Plan does not constrain or limit the overall scope of GSA's

review. GSA may amend, update, or otherwise alter any aspects of the Site Selection Plan if, in the agency's reasonable judgment, doing so would further the Government's interest in selecting the site that is the most advantageous to the Government.

GSA's Project Team for this Post-Consultation Process will, given the significance of these issues, consist of career professionals who will lead the development of options grounded in GSA's best practices. That team will consist of the: Public Buildings Service (PBS) Regional Commissioner for the National Capital Region (NCR); PBS Director, Office of Real Estate Delivery (NCR); PBS Project Executive, Office of Design and Construction (NCR); Contracting Officer/Realty Specialist; Associate General Counsel for Real Property; and Regional Counsel for the National Capital Region.

GSA's Leadership Team for this process will decide which option should be selected for the Site Selection Plan. That team will consist of: the PBS Commissioner, the NCR Regional Administrator, the Chief of Staff, and the General Counsel.

In addition to the above, the FBI will remain a valued partner in this process. Accordingly, GSA's Project Team will be responsible for obtaining input and recommendations from the FBI, as needed. However, as noted further herein, the ultimate decision-making authority for the site selection rests with GSA.

Site Selection Process Updates, if any

Once the decision on how to proceed with the site selection has been vetted and approved in accordance with the process described herein, the GSA Project Team will update the Site Selection Plan, as applicable.

Continuing the Site Selection Process

After finishing the process described herein, in accordance with the Site Selection Plan, as revised (if needed), the site selection panel will convene within weeks and begin working towards a site recommendation to the Site Selection Authority. As set forth in the current version of the Site Selection Plan, given the national importance of this project, the Site Selection Authority will provide an internal briefing to certain members from the GSA and FBI leadership regarding the final decision prior to publicly announcing the site selection.

IV. THE REVIEW PROCESS

The "steps" set forth in this section provide a general framework under which GSA will conduct its Post-Consultation review process. It is not necessary to finish one step before moving to or working on another. In addition, this document does not endeavor to list every task, meeting, consultation, or action.

**Step 1 (50 Calendar Days): Document the Decision Making Process / Consultation
Feedback Review and Distillation / Identify and Finalize Key Topics for Consideration**

- Individuals who attended meetings on March 8-9 will contribute to the list of Key Topics raised by the two jurisdictions
 - Review internal notes from the two meetings;
 - Informally and preliminarily discuss impressions and observations from meetings with the jurisdictions; and
 - Share and discuss notes and impressions/observations with the FBI.
- Jurisdictions:
 - Submit additional feedback in writing, as needed
- GSA Project Team:
 - Develops Post-Consultation Process Plan (i.e., this document);
 - Proposes Key Topics list for decision-making purposes;
 - Obtains input and approval from GSA Leadership Team (and GSA's Office of Congressional & Intergovernmental Affairs (OCIA)) on the Post-Consultation Process Plan and final Key Topics list; and
 - Obtains input and views of the FBI on the Post-Consultation Process Plan and Key Topics list.

Step 2 (26 Calendar Days): Gather Relevant Materials and Perform Additional Due Diligence (if needed)

- GSA Project Team performs any additional research or gathers additional documents, as necessary

Step 3 (40 Calendar Days): Review, Analyze, and Document Decision Whether and How to Change the Evaluation Methods or Weighting for Any of the Five Criteria

- GSA Project Team, for each Key Topic:
 - Reviews, analyzes, and discusses whether GSA should make any changes to the Site Selection Plan;
 - Obtains input and views of the FBI; and
 - Briefs GSA Leadership Team on different options for each Key Topic (including pros/cons for each option):
 - Briefing may be iterative in nature – multiple discussions, multiple drafts of potential options, revisions of pros/cons analysis, etc.
- GSA Leadership Team makes final decision for each Key Topic
- GSA Project Team communicates the final decisions to the FBI

Step 4 (5 Calendar Days): Modify Site Selection Plan, if necessary

- GSA Project Team, depending upon the outcomes above, prepares draft written statement justifying any changes, based on principles, and (if needed) modifies Site Selection Plan
- GSA Project Team obtains input and views of the FBI
- GSA Project Team obtains input and approval from GSA Leadership Team

Step 5 (1 Calendar Day): Finalize Drafts

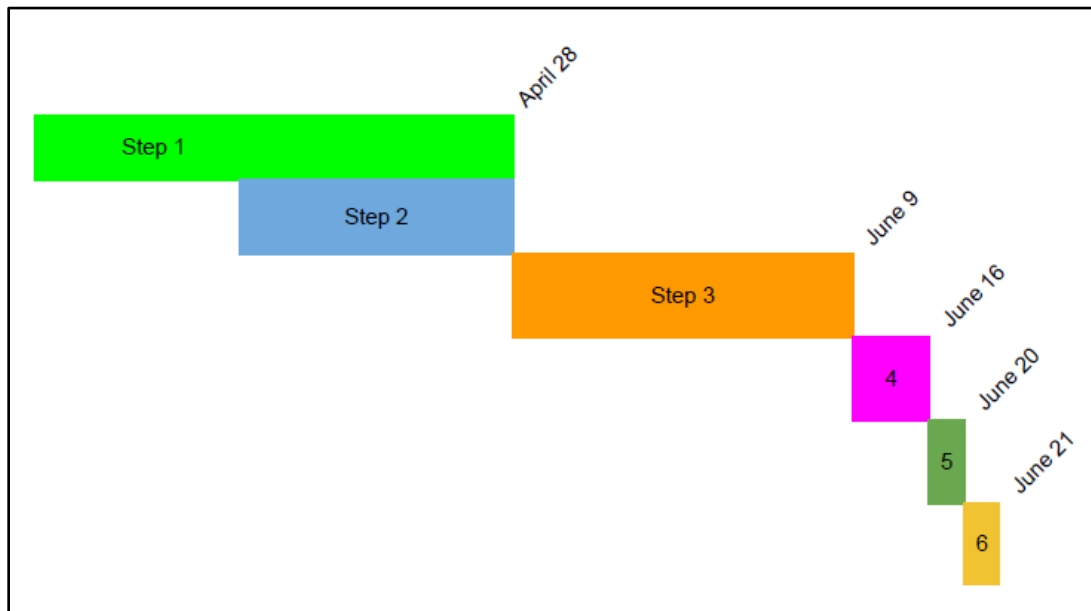
- GSA finalizes written statement and (if needed) modifies Site Selection Plan

Step 6 (1 Calendar Day): Congressional / Jurisdictional Notification of Outcome and Public Release

- GSA Project Team, in collaboration with OCIA and FBI, shares results of process with Congressional Committees and jurisdictions
- Release prepared public versions of executed documents after the Congressional Committees/jurisdictional briefings

-END-

SCHEDULE



<u>Step :</u>	<u>Duration</u>	<u>(Start Date - Finish Date)</u>
<u>Step 1 :</u>	50 calendar days	(March 10 - April 28)
<u>Step 2 :</u>	26 calendar days	(April 3 - April 28)
<u>Step 3 :</u>	40 calendar days	(May 1 - June 9)
<u>Step 4 :</u>	5 calendar days	(June 12 - June 16)
<u>Step 5 :</u>	1 calendar day	(June 20)
<u>Step 6 :</u>	1 calendar day	(June 21)