# Action Agency Guide to ESA Consultation with NMFS

Action agency determines effects of its proposed action on each ESA-listed marine species in the action area:

(see "Effects Determination Guidance")

**No Effect**

(Document and file using "ESA Effects Determination Record"; No correspondence w/ NMFS required)

OR

**May Affect**

(Further determine if action is likely to adversely affect ESA-listed species or critical habitat - see "Effects Determination Guidance"; document and file using "ESA Effects Determination Record")

**May Affect, but is Not Likely to Adversely Affect**

(Informal consultation w/NMFS required – use fillable Consultation Request Cover Letter and BA-BE templates)

OR

**May Affect, and Is Likely to Adversely Affect**

(Formal consultation w/NMFS required – use fillable Consultation Request Cover Letter and BA-BE templates)

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http://www.fpir.noaa.gov/PRD/prd_esa_section_7.html