



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
441 G STREET, NW
WASHINGTON, DC 20314-1000

CECW-P

MAY 06 2019

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Revised Implementation Guidance for Section 1104 of the Water Resources Development Act (WRDA) of 2018, Dissemination of Information

1. The Assistant Secretary of the Army, Civil Works approved on 2 May 2019 Section 1104 of WRDA 2018. The attached implementation guidance is posted for internal and external use on the U.S. Army Corps of Engineers official WRDA website:
<http://www.usace.army.mil/Missions/Civil-Works/Project-Planning/Legislative-Links/>.
2. Please ensure wide dissemination of this guidance. Questions regarding this implementation guidance should be directed to the Headquarters POC, Lisa Kiefel, Planning and Policy Division, at (202) 761-0626 or lisa.d.kiefel@usace.army.mil.

A handwritten signature in blue ink, appearing to read "J. Dalton".

JAMES C. DALTON, P.E.
Director of Civil Works

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**DEPARTMENT OF THE ARMY
ASSISTANT SECRETARY OF THE ARMY
CIVIL WORKS
108 ARMY PENTAGON
WASHINGTON DC 20310-0108**

MAY -2 2019

MEMORANDUM FOR THE COMMANDING GENERAL, U.S. ARMY CORPS OF ENGINEERS

SUBJECT: Implementation Guidance for Section 1104 of the Water Resources Development Act of 2018, Dissemination of Information

1. References.

- a. Water Resources Reform and Development Act of 2014 (WRRDA 2014), Section 7001.
- b. Implementation Guidance for Section 7001 of the Water Resources Reform and Development Act of 2014 (WRRDA 2014), Annual Report to Congress, dated July 10, 2017.

2. Section 1104(b) of the Water Resources Development Act of 2018 (WRDA 2018) directs the Secretary to develop, support, and implement education and awareness efforts for non-Federal interests with respect to the Annual Report to Congress on Future Water Resources Development required under Section 7001 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2282d). Section 1104 directs the Secretary to provide, upon a request from a non-Federal interest, assistance with researching and identifying existing project authorizations and U.S. Army Corps of Engineers (Corps) decision documents. Section 1104 of WRDA 2018 is enclosed.

3. Guidance on the development of the Annual Report to Congress on Future Water Resources Development is provided in reference 1.b.

4. Headquarters shall maintain a website for general information about Section 7001, a list of frequently asked questions, an archive of past and present Annual Reports to Congress current Federal Register Notices for solicitation of proposals, instructions on preparing and submitting a proposal with a link to an online proposal form, a link to the Compilation of Laws of the United States relating to the improvement of rivers and harbors and other water resources development purposes, and an email link to submit questions. The website is located at: <http://www.usace.army.mil/Missions/Civil-Works/Project-Planning/WRRDA-7001-Proposals/>.

5. Headquarters shall offer, during the 120-day proposal period, public information seminars providing information and awareness on the proposal process and criteria for inclusion in the Annual Report to Congress on Future Water Resources Development. The seminars will be posted on the Headquarters website and be available to the public.

SUBJECT: Implementation Guidance for Section 1104 of the Water Resources Development Act of 2018, Dissemination of Information

6. In coordination with the Corps Public Affairs Offices, information will be publically distributed on the annual process and opportunities to address local water resources challenges through the missions and authorities of the Corps.

7. Each District Commander shall provide, using existing Federal funds, at the request of a non-Federal interest, assistance with researching and identifying existing project authorizations and Corps decision documents.

8. This guidance shall be transmitted to the appropriate Corps Division and District Commanders and posted to the Corps' WRDA website within five business days of receipt (written or electronic) from this office. Guidance shall be transmitted and posted as is and without additional guidance attached.

6. Questions regarding to this implementation guidance should be directed to Mark Kramer, Office of the Assistant Secretary of the Army for Civil Works at mark.j.kramer6.civ@mail.mil or 202 761 0041.



R. D. James
Assistant Secretary of the Army
(Civil Works)

Enclosure

cf: MG Scott Spellmon, Deputy Commanding General, Civil and Emergency Operations
James Dalton, Director of Civil Works

Water Resources Development Act of 2018, Section 1104 - Dissemination of Information

(a) **FINDINGS.** Congress finds the following:

- (1) Congress plays a central role in identifying, prioritizing, and authorizing vital water resources infrastructure activities throughout the United States.
- (2) The Water Resources Reform and Development Act of 2014 (Public Law 113–121) established a new and transparent process to review and prioritize the water resources development activities of the Corps of Engineers with strong congressional oversight.
- (3) Section 7001 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2282d) requires the Secretary to develop and submit to Congress each year a Report to Congress on Future Water Resources Development and, as part of the annual report process, to
 - (A) publish a notice in the Federal Register that requests from non-Federal interests proposed feasibility studies and proposed modifications to authorized water resources development projects and feasibility studies for inclusion in the report; and
 - (B) review the proposals submitted and include in the report those proposed feasibility studies and proposed modifications that meet the criteria for inclusion established under such section 7001.
- (4) Congress will use the information provided in the annual Report to Congress on Future Water Resources Development to determine authorization needs and priorities for purposes of water resources development legislation.
- (5) To ensure that Congress can gain a thorough understanding of the water resources development needs and priorities of the United States, it is important that the Secretary take sufficient steps to ensure that non-Federal interests are made aware of the new annual report process, including the need for non-Federal interests to submit proposals during the Secretary's annual request for proposals in order for such proposals to be eligible for consideration by Congress.

(b) **DISSEMINATION OF PROCESS INFORMATION.** The Secretary shall develop, support, and implement education and awareness efforts for non-Federal interests with respect to the annual Report to Congress on Future Water Resources Development required under section 7001 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2282d), including efforts to

- (1) develop and disseminate technical assistance materials, seminars, and guidance on the annual process as it relates to non-Federal interests;
- (2) provide written notice to local elected officials and previous and potential non-Federal interests on the annual process and on opportunities to address local water resources challenges through the missions and authorities of the Corps of Engineers;
- (3) issue guidance for non-Federal interests to assist such interests in developing proposals for water resources development projects that satisfy the requirements of such section 7001; and

(4) provide, at the request of a non-Federal interest, assistance with researching and identifying existing project authorizations and Corps of Engineers decision documents.