



CECW-P

DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
WASHINGTON, D.C. 20314-1000

12 MAY 2008

MEMORANDUM FOR COMMANDER, Mississippi Valley Division (CEMVD-PD)

SUBJECT: Implementation Guidance for Section 5099 of the Water Resources Development Act (WRDA) of 2007 – MISSISSIPPI RIVER, MISSOURI AND ILLINOIS.

1. Section 5099 modifies the operation and maintenance of the project for the Mississippi River (Regulating works), between the Ohio and Missouri Rivers, Missouri and Illinois to allow activities necessary to restore and protect fish and wildlife habitat in the middle Mississippi River System. Activities may include modification of navigation training structures, modification and creation of side channels, modification and creation of islands, and studies and analysis necessary to apply adaptive management principles in design of future work. A copy of section 5099 is enclosed for your information.
2. The activities listed in section 5099 may be considered under the authority of Title VIII of WRDA 2007, Upper Mississippi River and Illinois Waterway System, or Section 509 of WRDA 1999, Upper Mississippi River Environmental Management Program.
3. No further activities will be pursued under the authority of section 5099 unless funds are specifically appropriated by Congress for such work. At that time, guidance will be provided through the normal VTC process for Congressional adds.

FOR THE COMMANDER:

Encl

A handwritten signature in black ink that reads "Theodore A. Brown".

THEODORE A. BROWN, P.E.
Acting Chief, Planning and Policy Division
Directorate of Civil Works

5099. MISSISSIPPI RIVER, MISSOURI AND ILLINOIS.

As part of the operation and maintenance of the project for the Mississippi River (Regulating Works), between the Ohio and Missouri Rivers, Missouri and Illinois, authorized by the first section of an Act entitled "Making appropriations for the construction, repair, and preservation of certain public works on river and harbors, and for other purposes", approved June 25, 1910 (36 Stat. 630), the Secretary may carry out activities necessary to restore and protect fish and wildlife habitat in the middle Mississippi River System. Such activities may include modification of navigation training structures, modification and creation of side channels, modification and creation of islands, and studies and analysis necessary to apply adaptive management principles in design of future work.