



**DEPARTMENT OF THE ARMY
SOUTHWESTERN DIVISION, CORPS OF ENGINEERS
1100 COMMERCE STREET, SUITE 831
DALLAS TX 76242-1317**

CESWD-ZA

MEMORANDUM FOR Southwestern Division District Commanders

SUBJECT: Delegation of Authority under Section 213 of the Water Resources Development Act of 2000

1. References:

a. Section 213 of the Water Resources Development Act of 2000, as amended (33U.S.C. 2339)

b. Secretary of the Army (SA) memorandum (Delegation of Authority to Enter into Cooperative Agreements with Non-Federal Public and Nonprofit Entities and Youth Service and Conservation Corps Organizations for Services Relating to Natural Resources Conservation or Recreation Management), 7 August 2024

c. Assistant Secretary of the Army (ASA) (Civil Works) memorandum (Delegation of Authority under Section 213 of the Water Resources Development Act of 2000 to Enter into Cooperative Agreements with Non-Federal Public and Nonprofit Entities and Youth Service and Conservation Corps Organizations for Services Relating to Natural Resources Conservation or Recreation Management), 9 August 2024

d. HQ USACE memorandum (Delegation of Authority under Section 213 of the Water Resources Development Act of 2000 to Enter into Cooperative Agreements with Non-Federal Public and Nonprofit Entities and Youth Service and Conservation Corps Organizations for Services Relating to Natural Resources Conservation or Recreation Management), 18 September 2024

2. The Secretary of the Army has delegated to the Assistant Secretary of the Army for Civil Works (ASA(CW)), who then re delegated to the Commanding General, U.S. Army Corps of Engineers (USACE) the authority under Section 213 of the Water Resources Development Act of 2000, as amended (33 U.S.C. 2339), to enter into cooperative agreements with non-Federal public and nonprofit entities, including youth service and conservation corps organizations, for services relating to natural resources conservation or recreation management at USACE Civil Works projects (references 1b. and 1c.). The Commanding General re delegated this authority to all MSC Commanders on 18 September 2024 (reference 1d.).

3. Subject to the provisions in section 213, as amended, I hereby delegate to District Commanders the responsibility and authority to enter into cooperative agreements with non-

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Federal public and nonprofit entities and youth service and conservation corps organizations for natural resources conservation and recreation management at USACE Civil Works projects. This authority cannot be further delegated.

4. This redelegation will not take effect until a record copy of the delegation has been provided through this office to the Administrative Assistant to the Secretary of the Army for archiving. Should conditions warrant, I will suspend the use of and/or rescind any redelegation of this authority, as appropriate.

5. Although not a limitation on the authority of any official named herein to act on my behalf as indicated, in those cases where a proposed action or decision represents a change in precedent or policy; is of significant White House, Congressional, Department or public interest; or has been, or should be, of interest or concern to me for any reason, district leadership should set up a briefing with the MSC Commander and related MSC offices as soon as possible for further review and determination.

6. The supporting file for each instrument awarded pursuant to this delegation will document the basis for use of these authorities and the instrument's compliance with Department of Defense Directive 3210.06 (Defense Grant and Agreement Regulatory System (DGARS)). The supporting file will also include a record of legal review before solicitation and award.

7. This delegation will help accomplish critical natural resource conservation and recreation work at USACE Civil Works projects while providing meaningful work experience to the next generation of natural resource managers.

8. This delegation of authority remains in effect until modified, suspended, or rescinded and replaces any prior delegations of the Section 213 authority from the ASA(CW).

9. The point of contact for this is Mr. Tanner Clark, Chief of Operations for SWD at (469) 487-7059.

Encl

GEORGE H. WALTER, PMP
COL, EN
Commanding

ENCLOSURE

WRDA 2016 Section 1101, WRRDA 2014 Section 1047(e), and WRDA 2000 Section 213

WRDA 2016

SEC. 1101. YOUTH SERVICE AND CONSERVATION CORPS ORGANIZATIONS.

Section 213 of the Water Resources Development Act of 2000 (33 U.S.C. 2339) is amended—

- (1) by redesignating subsection (c) as subsection (d); and
- (2) by inserting after subsection (b) the following:

“(c) YOUTH SERVICE AND CONSERVATION CORPS ORGANIZATIONS.—The Secretary, to the maximum extent practicable, shall enter into cooperative agreements with qualified youth service and conservation corps organizations for services relating to projects under the jurisdiction of the Secretary and shall do so in a manner that ensures the maximum participation and opportunities for such organizations.”.

WRRDA 2014

SEC. 1047. SPECIAL USE PERMITS.

(e) TRAINING AND EDUCATIONAL ACTIVITIES.—Section 213(a) of the Water Resources Development Act of 2000 (33 U.S.C. 2339) is amended by striking “at” and inserting “about”.

WRDA 2000

Sec. 213. Assistance Programs

(a) Conservation and recreation management—To further training and educational opportunities at water resources development projects under the jurisdiction of the Secretary, the Secretary may enter into cooperative agreements with non-Federal public and non-profit entities for services relating to natural resources conservation or recreation management.

(b) Rural community assistance—In carrying out studies and projects under the jurisdiction of the Secretary, the Secretary may enter into cooperative agreements with multistate regional private non-profit rural community assistance entities for services, including water resource assessment, community participation, planning, development, and management activities.

(c) Cooperative agreements—A cooperative agreement entered into under this section shall not be considered to be, or treated as being, a cooperative agreement to which chapter 63 of title 31, United States code, applies.