

Classification: (UNCLASSIFIED)

Urgency: (ROUTINE (3-5 days))

SPD STAFFING FORM The proponent organization is CESP-DE		1. SUSPENSE DATE: 16-Jun-15	2. DATE RECEIVED 11 JUN 2015	3. DOCUMENT NUMBER 14207		
4. LEAD STAFF ORGANIZATION:		5. SUBJECT: Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) of 2000				
6a. ROUTING		6b. COMMENTS (EXECUTIVE OFFICE ONLY)				
	Initial	Date	Format OK - Dmw			
COS	<i>[Signature]</i>	11 Jun 15				
DCDR	<i>[Signature]</i>					
CG	<i>[Signature]</i>	12 Jun				
7. Action seeks CG 's: <input checked="" type="checkbox"/> Signature <input type="checkbox"/> Approval <input type="checkbox"/> Read Ahead <input type="checkbox"/> Information Only <input type="checkbox"/> Other: _____						
8. Executive Summary: Origin of action: Delegation of Authority from MG John W. Peabody to MSC Commanders with further delegation allowed to District Commanders to enter into cooperative agreements with non-Federal entities for natural resource and recreation management. Reference(s): CECW-O, memorandum Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) , 04 February 2015 This packet contains: Letter for Commander's signature delegating authority to District Commanders Key point(s) senior leaders need to know: Instructions to CG : Sign Memo						
9. STAFF COORDINATION (internal approval chain)						
CONCUR	NON-CONCUR	AGENCY (Office Symbol)	NAME (TITLE, LAST NAME)	SIGNATURE	DATE (DDMMYY)	REMARKS (continue below if needed)
		SPD-PD	Calcara	<i>[Signature]</i>	20150611	
✓		SPD-OC	Merchant	<i>[Signature]</i>	6/10/15	
✓		SPD-PDC	Peterson	<i>[Signature]</i>	10 June 15	
✓		SPD-PDO	Domurat	<i>[Signature]</i>	10 JUN 15	
ACTION OFFICER (Signature) (Name/Title/Phone No.)		<i>[Signature]</i> Mr. Phil Smith, CESPDPD-O			DATE 10-Jun-15	
SECTION CHIEF (Signature) (Name/Title/Phone No.)					DATE	
10. ADDITIONAL REMARKS: Authority delegated to District Commanders to enter into cooperative agreements with non-Federal public and non-profit entities for natural resource conservation and recreation management at USACE Civil Works projects. Purpose is to help accomplish critical conservation and recreation work while providing meaningful work experience for young adults and veterans who will help build the bench for our next generation of natural resource managers.						



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
SOUTH PACIFIC DIVISION, CORPS OF ENGINEERS
1455 MARKET STREET
SAN FRANCISCO CA 94103-1399

CESPD-PD-O

12 JUN 2015

MEMORANDUM FOR

Commander, Albuquerque District, 4101 Jefferson Plz NE, Albuquerque, NM 87109-3435
Commander, Sacramento District, 1325 J. Street, Sacramento, CA 85814-2922
Commander, Los Angeles District, 915 Wilshire Blvd, Los Angeles, CA 90017-3489
Commander, San Francisco District, 1455 Market Street, San Francisco, CA 94103-1398

SUBJECT: Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) of 2000

1. Reference CECW-O, memorandum Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) of 2000, 04 February 2015 (encl).
2. The Secretary of the Army has delegated the authority to enter into WRDA 2000, section 213(a) cooperative agreements, to the Assistant Secretary of the Army for Civil Works ASA (CW), who then re-delegated the authority to the Deputy Commanding General for Civil and Emergency Operations (DCG-CEO). On 4 February 2015, the DCG-CEO re-delegated this authority to all MSC Commanders. Section 213(a) authorizes the U.S. Army Corps of Engineers (USACE) to enter into cooperative agreements with non-federal public and non-profit entities for services relating to natural resources conservation or recreation management to further training and educational opportunities at USACE Civil Works projects.
3. Subject to the provisions in section 213(a), I hereby delegate to you (District Commanders) the responsibility and authority to enter into cooperative agreements with non-federal public and nonprofit entities for natural resources conservation and recreation management at USACE Civil Works projects. This authority may not be further delegated.
4. Upon receiving delegated authority, the Fort Worth District, in cooperation with HQUSACE, will prepare a national cooperative agreement with a nonprofit organization to further training and educational opportunities to provide natural resources conservation and recreation management services at USACE Civil Works projects nationwide. All divisions and districts with delegated section 213(a) authority will be able to use this national agreement. Specific administrative procedures to obtain such services will be provided upon the award of the national agreement.
5. In addition to the national cooperative agreement, this delegated authority will allow your district to enter into separate agreements with other qualifying section 213(a) non-federal public and nonprofit entities to further training and educational opportunities for services relating to natural resources conservation or recreation management at USACE Civil Works projects. For each instrument awarded pursuant to this delegation, the districts shall ensure the following documents are part of the agreement and supporting file:

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a. A memorandum documenting the basis for use of these authorities and the instrument's compliance with DoD Directive 3210.06, Defense Grant and Agreement Regulatory System.

b. All cooperative agreements must use the standard OMB forms for assistance, budget and assurances (i.e., SF 424, 424A and 4248) and include a certificate of authority from the applicant's attorney; a certification regarding Environmental Tobacco Smoke; a certification regarding Lobbying, Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements.

c. A record of legal review by USACE district counsel before solicitation and award.

d. Documentation that the award was signed by an authorized grants officer.

6. An annual report of all cooperative agreements executed each fiscal year shall be provided to the South Pacific Division Natural Resources Program Manager by 1 November each year. The report format will be provided under separate cover.

7. Although not a limitation on the authority of any official named herein to act on the behalf of the Secretary of the Army, 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, the DCG-CEO, the ASA (CW) or Secretary of the Army, an official designated by you will brief me before taking the action or making the decision unless the exigencies of the situation prevent the briefing.

8. I support this action which will help accomplish critical natural resource conservation and recreation work at our projects while providing meaningful work experience for young adults and veterans, our next generation of natural resource managers.

9. This delegation will be effective when a record copy of this delegation memo has been provided through the DCG-CEO's Office to the ASA (CW) and expires on 10 August 2024, unless revoked or superseded.

10. POC for this action is Mr. Phil Smith at (559) 673-5151.

BUILDING STRONG *and Taking Care of People!*

Encl


R. MARK TOY
Brigadier General, USA
Commanding



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

FEB 4 2015

CECW-O

MEMORANDUM FOR COMMANDERS, MAJOR SUBORDINATE COMMANDS

SUBJECT: Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) of 2000

1. The Secretary of the Army has delegated the authority to enter into WRDA 2000, section 213(a) cooperative agreements, to the Assistant Secretary of the Army for Civil Works (ASA(CW)), who then re-delegated the authority to the Deputy Commanding General for Civil and Emergency Operations. Section 213(a) authorizes the U.S. Army Corps of Engineers (USACE) to enter into cooperative agreements with non-Federal public and nonprofit entities for services relating to natural resources conservation or recreation management at USACE Civil Works projects (Enclosure 1 – Section 213 WRDA 2000).
2. Subject to the provisions in section 213(a), I hereby delegate to you the responsibility and authority to enter into cooperative agreements with non-Federal public and nonprofit entities for natural resources conservation and recreation management at USACE Civil Works projects. You may re-delegate the authority to enter into these agreements to your district commanders as appropriate. This authority cannot be delegated below the district commander.
3. Any re-delegation of this authority within your MSC must be in writing with the officials designated by organizational title, and a copy of the delegation must be maintained in the office where the authority is held. Any re-delegation will not take effect until a record copy of the delegation has been provided through my office to the ASA(CW) for archiving. Should conditions warrant, you will suspend the use of and/or rescind any re-delegation of this authority, as appropriate.
4. Upon receiving delegated authority from the Southwestern Division, the Fort Worth District will begin action to prepare a national cooperative agreement with a nonprofit organization to provide natural resources conservation and recreation management services at USACE Civil Works projects nationwide. Divisions and districts with delegated section 213(a) authority may be able to use this national agreement. Specific administrative procedures to obtain such services will be provided upon the award of the national agreement.
5. In addition to the national cooperative agreement, USACE districts who have received delegated section 213(a) authority from their MSC Commanders may enter into separate agreements with other qualifying section 213(a) non-Federal public and nonprofit entities for services relating to natural resources conservation or recreation

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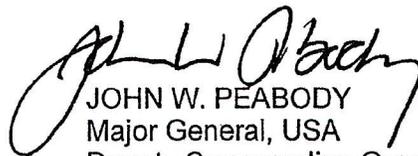
SUBJECT: Delegation of Authority under Section 213(a) of the Water Resources Development Act (WRDA) of 2000

management at USACE Civil Works projects. For each instrument awarded pursuant to this delegation, the MSCs and/or districts shall ensure the following documents are part of the agreement and supporting file:

- a. A memorandum documenting the basis for use of these authorities and the instrument's compliance with DoD Directive 3210.06, Defense Grant and Agreement Regulatory System.
 - b. All cooperative agreements must use the standard OMB forms for assistance, budget and assurances (i.e., SF 424, 424A and 424B) and include a certificate of authority from the applicant's attorney; a certification regarding Environmental Tobacco Smoke; a certification regarding Lobbying, Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements.
 - c. A record of legal review by USACE counsel before solicitation and award.
 - d. Documentation the award was signed by an authorized grants officer.
6. An annual report of all cooperative agreements executed each fiscal year shall be provided to the HQUSACE Natural Resources Branch Chief by 15 November each year. The report format will be provided under separate cover.
7. Although not a limitation on the authority of any official named herein to act on the behalf of the Secretary of the Army, 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, the ASA(CW) or Secretary of the Army, an official designated by you will brief me before taking the action or making the decision unless the exigencies of the situation prevent the briefing.
8. I support this action which will help accomplish critical natural resource conservation and recreation work at our projects while providing meaningful work experience for young adults and veterans, our next generation of natural resource managers. This delegation to the MSC Commanders is effective immediately and expires on 10 August 2024, unless revoked or superseded. Delegation to the district commanders will be effective when a record copy of the delegation has been provided through my office to the ASA(CW).

Building Strong!

Encl



JOHN W. PEABODY
Major General, USA
Deputy Commanding General
for Civil and Emergency Operations

SEC. 213. ASSISTANCE PROGRAMS.

33 USC 2339.

(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 nonprofit 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 nonprofit 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.