



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

CECW-P

JUL 17 2014

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Implementation Guidance for Section 1037 (a)(2) of the Water Resources Reform and Development Act of 2014 (WRRDA 14), Hurricane and Storm Damage Reduction

1. Section 1037 (a)(2) of WRRDA 14, amends Section 156 of the Water Resources Development Act of 1976 (42 U.S.C. 1962d-5f) to add a new paragraph "(e) SPECIAL RULE" which provides that for any existing authorized water resources development project for which the maximum period of periodic nourishment will expire within the 5 year period beginning on the date of enactment of WRRDA 14, that project shall remain eligible for nourishment for an additional 3 years after the expiration of such period. This guidance covers the "SPECIAL RULE" only, and additional guidance will be issued that addresses the other provisions in Section 1037. A copy of Section 1037 (a)(2) is enclosed.
2. For any hurricane and storm damage reduction project whose authorized period of nourishment expires from 10 June 2014 to 10 June 2019, that project shall remain eligible for a one-time only nourishment for an additional 3 years after the expiration of its current authorized nourishment period. The costs for the periodic nourishment assigned by the Government to hurricane and storm damage reduction shall be shared in accordance with the existing Project Partnership Agreement (PPA).
3. For any project for which an additional periodic nourishment will be accomplished pursuant to this authority, the existing PPA must first be amended to reflect the changed expiration date of Federal participation in the nourishment. An amendment to an existing PPA to reflect only this change is considered a non-substantive deviation and is delegated to the Division Commander and may not be further delegated. Any amendment involving other changes must be submitted to HQUSACE for approval.
4. Funding of such additional periodic nourishment may be considered under the annual budgeting process.

Encl

A handwritten signature in blue ink, reading "Theodore A. Brown", is positioned above the typed name.

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

Section 1037 (a)(2) of WRRDA 2014

SPECIAL RULE.-Notwithstanding any other provision of this section, for any existing authorized water resources development project for which the maximum period for nourishment described in subsection (a) will expire within the 5 year-period beginning on the date of enactment of the Water Resources Reform and Development Act of 2014, that project shall remain eligible for nourishment for an additional 3 years after the expiration of such period.

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