Civil Works Update

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Deputy Commanding General for Civil and Emergency Operations

U.S. Army Corps of Engineers
February 12, 2020
Civil Works Investment Trends  
(excludes Supplemental funding)

FY19 Work Plan is ~46% increase above FY19 Budget  
FY20 Budget is ~6.4% nominal* increase above the FY19 Budget  
FY20 Work Plan is ~54% increase above the FY20 Budget  
FY20 Work Plan is ~9.3% increase above FY19 Work Plan  

(*FY20 Budget does not include FUSRAP funding. Therefore, the comparison is made by reducing the FY19 Budget ($120M) for FUSRAP.)
Revolutionizing CW – Leading Change

1. **Accelerate Project Delivery:**
   - Enterprise delivery strategy and PDBP standards
   - Streamlined acquisition processes
   - Knowledge management
   - Risk informed decision making and delegation of authorities
   - Human Resources flexibilities

2. **Transform Project Financing and Budgeting:**
   - Implement alternative financing tools
   - Revolutionize civil works budgeting
   - Increase funding flexibility

3. **Improve Permitting and Regulatory Reform:**
   - Environmental reviews and permits
   - Mitigation
   - Regulatory Reform
Revolutionize Civil Works - Delegating

COMPLETED DELEGATIONS OF AUTHORITY:

1. COMPLETED DELEGATIONS BY HQ USAACE:
   1) Section 408 actions for alterations or uses of Corps Civil Works projects (substantial streamlining and delegation of decision-making in 2017-2018 through various interim guidance memos)
   2) Regional Programmatic Studies allows delegation from MSC Commander to MSC Directors (Directors Policy Memo issued 13 April 2018)
   3) Design and Construction deficiencies <$500K delegated to MSC Commanders (Directors Policy Memo issued 13 April 2018)
   4) Type I EIEP decisions delegated to districts (EC 1165-2-217 issued 20 February 2018)
   5) Review Plan approval allows delegation from MSC Commander to MSC Directors (Directors Policy Memo issued 13 April 2018)
   6) Type I EIEP exclusion decisions delegated to MSC Commanders (Directors Policy Memo issued 7 June 2018)
   7) Model certifications delegated to Planning Centers of Expertise (4 Dec 19 and 11 May 18 memos).
   8) Feasibility Studies 100% State delegated approval authority to MSCs when certain criteria are met (Directors Policy Memo dated 3 May 2018)
   9) Policy compliance reviews for planning decisions documents delegated to MSCs (Directors Policy Memo dated 3 May 2018)
   10) Hopper Dredge Reserve Fleet Activation delegated to MVD Commander authority to activate the Reserve Fleet pursuant to the Red Flag process (Directors Policy Memo dated 18 May 2018)
   11) Funding agreements under WRDA Section 214 (reaffirmed authority of District Commanders to enter into agreements with designated federal and non-federal applicants to evaluate permit applications in support of USAACE regulatory program and Sec 408 evaluations).
   12) Firearms at USAACE Projects (May 2018 guidance clarified District Commander authority to approve the possession of firearms at USAACE projects pursuant to conditions specified in the policy)
   13) Policy & Legal Compliance Review: Single team of policy & legal experts from HQ, MSC, & PCX for all planning studies or budget decisions, or that require action by Chief of Engineers, ASA(CW), or Congress (Directors Policy Memo 2019-01 issued 9 January 2019)
   14) Employing MSC and District Technical Expertise and Professional Judgment to empower delivery of the 2018 Emergency Supplemental Program by allowing MSC/District teams to make and document authoritative decisions, retaining policy and guidance (Directors Policy Memo 2019-02 issued 24 January 2019)

15) NEPA EIS Record of Decision (ROD): ASA(CW) modified procedures to execute NEPA decision documents requiring ASA(CW) approval at the same time as ASA(CW) determines that Corps recommended plan is feasible. (COMPLETED, ASA(CW) MEMO TO USAACE DATED 19 MAR 2019)

16) The World Association for Waterborne Transport Infrastructure (PIANC): The ASA(CW) serves as Chair and the DCG-DCCO as President of PIANC USA, respectively. IAW Public Law 112-74, participation in an activity such as PIANC is reserved to the Secretary of the Army unless delegated in writing. (COMPLETED, ASA(CW) DELEGATED TO USAACE ON 25 OCT 2018)

17) Federal Civil Penalties Inflation Adjustment Act of 1990 as amended (REGULATORY DELEGATION COMPLETED ON 31 OCT 2018)

18) COMPLETED DELEGATIONS BY DASA-P, ASA(ALT), ASA(MARA) or SECARMY:
   18) Contracting Class deviations allowing for increasing Simplified Acquisition Threshold and Micro Purchase Government Purchase Card Thresholds for Civil Works funded acquisitions.
   19) Contracting Peer Reviews deviations less than $100M (Directorate of Contracting Policy Alert 18-012 issued on 22 May 2018)
   20) Contract consolidations Determination & Findings (DF) delegated to district contracting chief for consolidations <$25M in FY or <$50M in multiple FY 29 Aug 2018 revision to UDG Attachment 1
   21) Class Deviation from requirement for Consolidation Determination & Findings (DF) for Dredging delegated to district contracting chief for consolidations <$25M in FY or <$50M in multiple FY 29 Aug 2018 revision to UDG Attachment 1
   22) Class Deviation to increase Consolidation DF threshold to $4M on 8(a) acquisitions, delegated to district contracting chief for consolidations <$25M in FY or <$50M in multiple FY 29 August 2018 revision to UDG Attachment 1
   23) Use of NWDF Aircraft for Columbia River Treaty Negotiations: Secretary of Army delegated use of aircraft to DCG-CFO for a two-year period (MEMO FROM SECARMY)

ONGOING - DELEGATIONS OF AUTHORITY:

24) Deviation to Service Contract Approval Request. Requesting increase threshold from $100K to $10M for QS approval and/or allow for increased use of Programmatic Approvals. USAACE POC: Betty Corbit
25) Real Estate determination of availability. Details of proposed RE action currently being developed by RE team
26) Counting Authorities Program (CAP). The Continuing Authorities Program (CAP) is a group of nine delegated authorities. The CAP delegations and streamlining recommendations could save up to 12 months on a typical project. The process improvement package is complete and working implementation plan. Of the 12 recommendations, 8 are within HQ USAACE authority and 4 may need ASA(CW) approvals/leveler higher level coordination. POC: Michael Voich.
27) Project Partnership Agreements (PPA). The PPA delegation and streamlining recommendations are being revised based on review comments. The recommendations are based on input from districts and NAPA November 2018 report. Recommendations may be within HQ USAACE authority. POC: Michael Tarpen

28) Water Supply Reallocation Report Approval. Proposal is to request ASA(CW) delegate to HQ USAACE for reallocations/reports that do not require further congressional action, provided no serious effects. Target completion is May 2020. USAACE POC: Amy Frantz
29) Power Marketing Administration hydropower funding agreements. Requesting delegation from ASA(CW) to HQ for approval of new hydropower MOAs. USAACE POC: Daniel Rabon. 2018 DELEGATION
30) Water Supply Agreements with a reallocation over 500 ac-ft: Proposal to request ASA(CW) delegate to HQ if no serious effects to other purposes and the model agreement is used. Target completion is May 2020. USAACE POC: Amy Frantz
31) Surplus Agreements over 1000 ac-ft: Proposal to request ASA(CW) delegate to HQ if no serious effects to other purposes and the model agreement is used. Target completion is May 2020. USAACE POC: Amy Frantz
32) Water Supply Agreement that is the first at a reservoir: Proposal to request ASA(CW) delegate to HQ if no serious effects to other purposes and the model agreement is used. Target completion is May 2020. USAACE POC: Amy Frantz
33) Surplus Water Agreements for Withdrawal of Water from the Missouri River Main-stem Reservoirs: Proposal to request ASA(CW) delegate to HQ if no serious effects to other purposes and the model agreement is used. Target completion is May 2020. USAACE POC: Amy Frantz
34) Continuing Contracts: Reinstatement of continuing contract authority and delegation of authority to approve from ASA(CW) to HQ/MSC: CONCURRED, AFTER MEETING WITH OMB. USAACE sent request memo 28 NOV 2018. ASA(CW) has action, schedule unknown. USAACE POC: Andrea Bias-Streat/ASA(CW) POC: Mr. Vance
35) Standard funding request letters from non-federal sponsors and congressional members: consider answering at ASA(CW) without HQ/MSC/District draft response. CONCURRED, ASA(CW) has action, schedule unknown. USAACE POC: Andrea Bias-Streat/ASA(CW) POC: Johnny Jones.
36) Corps Water Infrastructure Financing Program (CWIFP) authorized by Water Infrastructure Finance and Innovation Act (WIFIA): request for delegation of authority from ASA(CW) to Director of Civil Works for loans and loans guarantees along with general program administration

37) Support to Other Federal agencies, international organizations, or foreign governments to address problems of national significance IAW WRDA Sec. 234. Requires delegation from SECARMY to ASA(CW) to HQUSAACE. USAACE requested delegation by memo on 5 Mar 2016. ASA(CW) has action, schedule unknown. USAACE POC: Chris Gatz NP-1JS / ASA(CW) POC: Mr. Vance
✓ This is a **time of great opportunity**, and failure is not an option.

✓ USACE is committed to participating fully in all Administration initiatives to streamline process and more efficiently and effectively deliver water resource solutions for the Nation.

✓ Effective reform requires legislative, policy, regulation, process, and culture change. USACE will continue to identify legislative, policy, and regulation reforms, to Congress and the Administration, that will assist in project delivery.

✓ We are working to address internal organizational process and cultural impediments necessary to remain relevant in the future. We must think differently about our role and responsibilities.

✓ Our ability to deliver rests on great leadership (we have), a streamlined environmental review process (in the works), National priorities and reliable funding (we do not have).

✓ Addressing the Nation’s Infrastructure Investment Gap must be a **shared** Federal, State and Local Responsibility.

✓ The Corps does not deliver anything by itself... critical that we do not lose focus on our partners, stakeholders, and our **commitments**.
Thank You!!