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

REPLY TO
ATTENTION OF

CECW-NWD

MAY 3 1 2016

MEMORANDUM FOR COMMANDER NORTHWESTERN DIVISION (CENWD-PDD)

SUBJECT: Implementation Guidance for Section 4003(b) of the Water Resources Reform and Development Act of 2014 (WRRDA 2014) – Missouri River Streambank Erosion and Related Problems

1. Section 4003(b) of WRRDA 2014 further amends Section 9(f) of the Flood Control Act of 1944 to increase the maximum costs allowable per fiscal year to $5,000,000 for measures to alleviate bank erosion and related problems associated with reservoir releases along the Missouri River between Fort Peck Dam and a point 58 river miles downstream from Gavins Point Dam. Section 9(f) provides that the costs of the erosion control measures, including the costs of necessary real estate interests and structural features, shall be apportioned among project purposes as a joint-use operation and maintenance expense. In addition, it provides that in lieu of structural measures, the Secretary may acquire interests in affected areas, as appropriate, from willing sellers. A copy of Section 9(f), as amended, is enclosed.

2. Funding to undertake measures under this authority may be considered in accordance with existing budgetary policy and guidance. If funds are provided, activities will be carried out in accordance with the Detailed Project Report, Missouri River between Fort Peck Dam, Montana and Gavins Point Dam, South Dakota and Nebraska, dated December 1995, including site specific National Environmental Policy Act documentation and economic evaluation.

Encl

KAREN DURHAM-AGUILERA, P.E., SES
Director of Contingency Operations,
Homeland Security, and Northwestern
Division/Pacific Ocean Division RIT Leader

CECW
SUBJECT: Implementation Guidance for Section 4003(b) of the Water Resources Reform and Development Act of 2014 (WRRDA 2014) – Missouri River Streambank Erosion and Related Problems

**Section 9(f) of the Flood Control Act of 1944, as amended by Section 4003(b) of WRRDA 2014.**

(f) The Secretary of the Army is directed to undertake such measures, including maintenance and rehabilitation of existing structures, which the Secretary determines are needed to alleviate bank erosion and related problems associated with reservoir releases along the Missouri River between Fort Peck Dam, Montana, and a point 58 miles downstream of Gavins Point Dam, South Dakota, and Nebraska. The cost of such measures may not exceed $5,000,000 per fiscal year. Notwithstanding any other provision of law, the costs of these measures, including the costs of necessary real estate interests and structural features, shall be apportioned among project purposes as a joint-use operation and maintenance expense. In lieu of structural measures, the Secretary may acquire interests in affected areas, as the Secretary deems appropriate, from willing sellers.

ENCL