THE ANNUAL REPORT TO CONGRESS ON FUTURE WATER RESOURCES DEVELOPMENT (WRRDA 2014, SECTION 7001)

Karla Roberts
Program Manager
SWD-RIT
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WHAT IS YOUR FAMILIARITY WITH THE ANNUAL REPORT TO CONGRESS ON FUTURE WATER RESOURCES DEVELOPMENT (AKA "7001 REPORT")?

What is 7001?

I have heard of it, but do not know much.

I know a decent amount but haven't been involved.

I've been a part of the evaluation process in prior years.

Click on the Annotation option $\mathcal N$ on the left side of your screen and then use the Pencil Tool or checkmark to mark your response.





WHAT IS YOUR ROLE IN THE 7001 PROCESS?

No role. Just here to learn.

I work with stakeholders and interested public who may have questions about this process.

I am the 7001 POC for my District/Division.

I have been and/or will be involved in the proposal evaluation process.

Click on the Annotation option $\mathcal N$ on the left side of your screen and then use the Pencil Tool or checkmark to mark your response.



AGENDA



- ✓ WRRDA 7001 Report to Congress Context
- ✓ Process
- ✓ WRDA 2020 What's new?
- ✓ Criteria for Inclusion in the Report
- ✓ Fine Print: What it means to be in the Report and Appendix
- ✓ District, MSC, and HQs Roles
- ✓ Useful links and information

ANNUAL REPORT ON FUTURE WATER RESOURCES DEVELOPMENT



Established by WRRDA 2014, Section 7001, due every February:

- 1. Identifies proposals for new study authorizations, new project authorizations, and modifications to existing project or study authorities for consideration by Congress.
- 2. Certain environmental infrastructure projects and programs may be included based on amendments in subsequent WRDAs.
- 3. Proposals in the report are based, in part, on annual requests from non-Federal interests.
- 4. Secretary certifies proposals meet five WRRDA criteria.
- 5. Proposals that don't meet criteria are included in an appendix.

ANNUAL REPORT ON FUTURE WATER RESOURCES DEVELOPMENT



Includes:

- 1. All proposals submitted annually from non-federal interests for consideration in the Report. Proposals <u>are included in either the main report or in the appendix</u>.
- 2. Signed Chief's Reports and transmitted Section 203 studies for Congressional consideration of project authorization.

May also include:

Additional reports/decision documents requested by Congress: e.g., ASA(CW) recommendation of releasing future water storage rights (§ 1046), inland waterways riverbank stabilization project recommendations (§ 2009), remote and subsistence harbor project recommendations (§ 2104).

ANNUAL REPORT PROCESS



- <u>Federal Register Notice</u> published and posted on HQUSACE website (NLT 1 May) posted 30 April 2021
- HQ offers public informational webinar for interested stakeholders and social media outreach – 12 July and 5 August at 2pm EST
- 120-day open period for proposals *through 30 August*
- Online submission form collects information required by WRRDA and necessary to evaluate proposal
- District, Division, and RITs / HQ conduct a sequential evaluation of proposals against the criteria
- Office of Counsel engaged at each level to confirm authorities
- OASA(CW) participated in discussion of HQs evaluations



ANNUAL REPORT PROCESS



- Corps submits a draft report to OASA(CW) for review/coordination by early December
- Corps works with OASA(CW) to finalize submission to OMB
- Following OMB review, report is provided to Congress by 1 February and published on Corps website
- After Report published, District calls non-Federal POC and explains the placement of each proposal
- AAR and lessons learned



2022 REPORT - SCHEDULE



Federal Register Notice for Public **Proposals**

30 April 2021

RIT working meeting with HQ PL and OC

4&5 Nov

Draft Annual Report Complete

15 Nov

Public Info Sessions

12 July & 5 Aug

RITs submit Proposal Evaluations to CECW-P

29 Oct

HQUSACE Senior Leader Review/Briefings Complete

29 Nov

Deadline for public proposals

30 Aug

MSCs submit **Proposal Evaluations** to RITs

15 Oct

CECW-P Submits HQUSACE Reviewed list to ASA(CW)

3 Dec

Evaluation Kick-off Meeting

2 Sept

District submits criteria review/ determination to MSC

24 Sept

ASA(CW) Submits Report to Congress

1 Feb 2022



WHAT'S NEW IN 7001?



- Section 7001 has been amended in WRDA 2016, 2018, and most recently 2020
- WRDA 2016 and 2018 largely focused on expanding criteria to include Environmental Infrastructure
- Section 127, WRDA 2020:
 - Allows project proposals for municipal and agricultural water supply
 - Modifications to an EI assistance program that has not been included in any previous annual report
 - Allows project modifications to a **continuing authorities program (CAP)** project that is funded by USACE.
 - Applies to CAP projects that are 100% Fed
 - Only in cases where a project modification is necessary because the project is projected to exceed, in the coming fiscal year, the maximum Federal cost of the project AND the proposed modification will result in the completion of construction
 - Not the result of a change in scope



CRITERIA FOR INCLUSION OF A NEW OR **MODIFIED STUDY OR PROJECT**



- 1. Related to USACE authorities and one or more of the agency missions
 - USACE primary missions are <u>navigation</u>, <u>flood risk management</u>, <u>aquatic</u> ecosystem restoration. WRDA 2020 further expands mission areas for the purposes of the 7001 Report to also include water supply. Recreation and/or hydropower will be considered "related" when it is performed in conjunction with one or more of the primary mission(s).









CRITERIA FOR INCLUSION OF A NEW OR **MODIFIED STUDY OR PROJECT**



- 2. Require specific congressional authorization
- 3. Has not been previously congressionally authorized
- 4. Has not been included in a previous annual report (under 7001), AND
- 5. Able to be carried out by the USACE, if authorized

NOTE: The decision document process must be followed and completed before a project or project modification can be recommended for construction.



WHAT ABOUT ENVIRONMENTAL **INFRASTRUCTURE PROPOSALS?**



- To be included in the table within the Annual Report the proposal must be for either:
 - A modification to an environmental infrastructure project authority pursuant to Section 219 of WRDA 1992, as amended or
 - A modification to a programmatic authority for an environmental infrastructure assistance program.

Proposals for modifications to environmental infrastructure program authorities must also include a description of assistance provided to date and the total Federal cost of assistance provided to date.



NOT ELIGIBLE FOR THE REPORT



- Proposals for studies or projects that already have authorization.
- Proposals for modifications to non-Federal activities where USACE has provided previous technical assistance (not an authorized project).
- Proposals for construction of a new project unrelated to a currently authorized Corps project that is not the subject of a complete or ongoing feasibility study.
- Proposals that are not requesting a potential future water resources development study or project (e.g., changes to legislation).

U.S.ARMY

THE FINE PRINT



The Report does not:

- Provide authorization or appropriation for a study or project
- Replace the new start selection process for studies or projects
- Prioritize studies or projects

Proposals that do not meet the criteria or do not contain all the required information will not be included in the Annual Report, but will be included in an **appendix**, citing which criteria were not met.



PROCESSING PROPOSALS



Deadline for receipt of non-Federal Proposals is 30 August 2021.

USACE and ASA(CW) will collectively process and evaluate proposals

- -SharePoint will be used to organize the proposal information
- -Districts are the lead in evaluating and documenting the 5 criteria
- -Office of Counsel has the lead in documenting authorities
- Districts, Divisions, RITs, HQUSACE, and OASA(CW) staff are involved in evaluating proposals prior to providing final draft report and appendix to the ASA(CW)



DISTRICT ROLES



- Clarify proposal with the Sponsor / Potential Sponsor if necessary.
 - Understand the proposals enough that you can provide a "plain" English" summary of the proposal
- Provide a comprehensive, robust explanation for categorization (Report vs. Appendix)
 - Understand current authorities
 - Understand the five criteria and how to apply them
- If doesn't meet the 5 criteria, work with Sponsor / potential Sponsor on another solution:
 - Is there already an authority that addresses the request?
 - Is it not a USACE core mission?
 - Can it be addressed via another route: CAP, FPMS, other agencies, etc.?



MSC AND RIT ROLES - QA



- Critically Evaluate / Review submissions for consistency
- QC / Backcheck when necessary (e.g., verify authorities, purpose of project)
- If their evaluation of criteria differs provide explanation
- MSC POC and MSC Planning Chief Sign-off and provide MSC cleared submissions to RITs (via consistent format)
- RITs completeness check and QC lists by deadline
- Sign-off and pass on to HQ (Planning / OC) for final review



HEADQUARTERS PLANNING ROLES



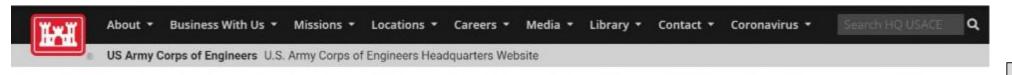
- Ensures data integrity, consistency and completeness across all MSC submissions
- Engages with RITs on final backcheck
- CECW-P compiles draft lists for Report and Appendix
- Submits lists to ASA(CW)
- Works with ASA(CW) staff on final edits to report and appendix, including placement of proposals



SECTION 7001 WEBPAGE INFO



http://www.usace.army.mil/Missions/CivilWorks/ProjectPlanning/WRRDA7001Proposals.aspx



Missions / Civil Works / Project Planning / WRRDA 7001 Proposals

Report to Congress on Future Water Resources Development

Section 7001 of WRRDA 2014, as amended, requires that the Secretary of the Army annually submit to the Congress a report that identifies, for potential congressional authorization, completed feasibility reports, proposed feasibility studies submitted by non-Federal interests, proposed modifications to authorized water resources development projects or feasibility studies, and proposed modifications to environmental infrastructure program authorities that meet all the following criteria:

- Are related to the missions and authorities of the Corps of Engineers (Corps); involve a proposed or existing Corps' water resources project or effort whose primary purpose is flood and storm damage reduction, commercial navigation, or aquatic ecosystem restoration, municipal or agricultural water supply. Proposals for recreation or hydropower are eligible for inclusion if undertaken in conjunction with a flood or coastal storm damage reduction, commercial navigation, aquatic ecosystem restoration, or municipal or agricultural water supply project or effort.
- · Require specific congressional authorization.
- · Have not been congressionally authorized.
- · Have not been included in the main table of a previous annual report.
- If authorized could be carried out by the Corps of Engineers.

The annual Report to Congress on Future Water Resources Development is to be based, in part, upon annual requests for proposals for authorization from non-Federal interests.

Section 7001 requires that the Secretary certify that the proposals included in the annual report meet the five criteria established by Congress, listed above. Any proposals that do not meet the criteria will be included in the report's appendix. Inclusion in the annual Report to Congress does not provide authorization or appropriation for a study or project.

Links

- · Compilation of U.S. Laws Relating to Water Resources Development Purposes
- Video Message from MG Jackson
- Submit a Proposal
- Annual Report to Congress
- May 2021 Federal Register Notice
- · Fact Sheet (Updated: June, 2021)
- Frequently Asked Questions
- Planning Community Toolbox

For More Information

The U.S. Army Corps of Engineers will host two virtual information sessions on the Report to Congress on Future Water Resources Development.

Monday, July 12, 2021,

Top of page with general information and links to other resources, including Federal Register Notice, a fact sheet, and link to previous reports.



INSTRUCTIONS ON PREPARING AND SUBMITTING PROPOSALS



Preparing and Submitting a Proposal

The proposal period for the 2022 Report to Construe opens on April 30, 2021 for 120 up. The deadline for proposals is August 30, 2021. Submit your proposals only eac. http://www.wrrda7001proposals.us/

All non-federal interests are invited to submit proposals for new corps water resources development project study authority; modifications to an existing Corps water resources development project study authority; modifications to an existing Corps water resources development project authority; and modifications to an existing Corps environmental infrastructure program authority. Please submit one form for each study or modification to a study, project, or environmental infrastructure program authority being proposed. Do not include Confidential Business Information, information whose disclosure is restricted by statute, or any other information that you would not want to appear in the Annual Report to Congress.

We recommend completing the proposal form in one sitting and having all letters of support and other materials assembled before completing the form. The following information will be requested:

- 1. Contact information for the individual/agency submitting the proposal.
- 2. Study project / location; you'll have the option to upload a map of the study / project area (8.5'x11" PDF).
- The name of the non-Federal interest planning to act as the sponsor, or all non-Federal interests in the case of a modification to an environmental infrastructure program authority, including any non-Federal interest that has contributed to or is expected to contribute toward the non-Federal share of the proposed feasibility study or modification.
- 4. A letter or statement of support from each associated non-Federal interest. Letters may be addressed generically to the U.S. Army Corps of Engineers, the local Corps District office, or the Assistant Secretary of the Army of Civil Works office. Please limit your files to a maximum of 30MB (30,000 KB) in size. Piles larger than 30 MB will not be considered.
- State if this proposal is for a feasibility study, a modification to a USACE water resources development feasibility study authority, a modification to a USACE water resources project authority, or a modification to a USACE environmental infrastructure program authority.
- If the proposal is for a modification, the name of the authorized study, project, or environmental infrastructure program must be specified.
- If the proposal is for a modification to an environmental infrastructure program authority, a brief description of the assistance provided to date and total Federal cost of assistance provided to date must be provided.
- State the specific project purpose(s) of the proposed study or modification and demonstrate the proposal is related to USACE missions and authorities and why additional or new authorization is needed.
- Provide an estimate, to the extent practicable, of the total cost, and the Federal and non-Federal share of those costs, of the proposed study and, separately, an estimate of the cost of construction or modification.
- 10. Describe, to the extent applicable and practicable, an estimate of the anticipated monetary and non-monetary benefits of the proposal with regard to benefits to the protection of human life and property and improvement to transportation, the national, regional, or local economy, the environment, or the national security interests of the United States.
- 11. Describe local support for the proposal.
- State if the non-Federal interest has the financial ability to provide for the required cost share, reference the Planning Guidance Notebook (ER 1105-2-100).

Although additional proposal documentation may be uploaded (30MB max file size), please be sure to answer each question in the field provided. Responses should not state "refer to uploaded documents" with no other response.

Online Proposal Form for non-Federal Interests

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Please do not include info to appear in the annual re		entisi Susiness (nformation, in	formetion whose disclosure is	restricted by statute, or other	information that you would not we	
1. Administrative details:						
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Agency preparing the pr	ropowal:					
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Applicable States or Fer	rntonies (Choose sill)	that apply):				
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Information requested on the Proposal Form



INFORMATION EACH SUBMISSION INCLUDES:



- Non-Federal Interest's Name(s)
- Study or Project Purpose
- Estimated cost (Fed and non-Fed)
- Anticipated monetary and nonmonetary benefits
- Letter or statement of support
- Financial capability of Sponsor
- Map (PDF)

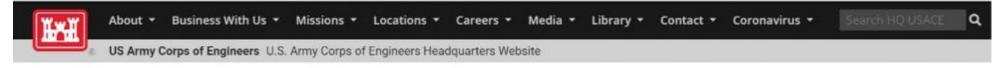




PUBLISHING THE REPORT TO CONGRESS



http://www.usace.army.mil/Missions/CivilWorks/ProjectPlanning/WRRDA7001Proposals.aspx



Missions / Civil Works / Project Planning / WRRDA 7001 Proposals

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Links

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- Video Message from MG Jackson
- Submit a Proposal
- Annual Report to Congress
- May 2021 Federal Register Notice
- Fact Sheet (Updated: June, 2021)
- Frequently Asked Questions
- Planning Community Toolbox

Links to past Annual Reports and the last year's proposals

For More Information

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Monday, July 12, 2021,

TAKE A GUESS - HOW MANY PROPOSALS HAVE BEEN AUTHORIZED IN WRDAS?

0-20 20-40 40-60 60-80

Click on the Annotation option ${\cal N}$ on the left side of your screen and then use the Pencil Tool or checkmark to mark your response.



WHAT HAPPENS WITH THE REPORT?



It's up to Congress



Between 2015 and 2020:

- 348 proposals have been received from non-federal interests
- <u>107 proposals</u> were included in 7001 annual reports (main report)
- 64 proposals authorized by WRDAs (2016, 2018, 2020)

QUESTIONS?



