

**COASTAL WETLANDS PLANNING, PROTECTION
AND RESTORATION ACT**

TASK FORCE MEETING

OCTOBER 1, 1993

BRIEFING NOTES FOR 10/1/93 TASK FORCE MEETING
(REVISED 9/30/93)

Action items listed below, with recommended response.

Minutes from May 1993 Meeting - **Recommendation: vote for approval; no suggested corrections.**

Involvement of Scientists and Citizen Participation Group - University scientists have complained that they have not been involved enough in restoration plan development. However, the Task Force and EPA paid several scientific advisors (primarily from LSU) to participate in that process.

The Corps has been exploring ways to formalize scientific involvement, within the Advisory Committee Act's limitations. Task Force agency personnel met Sept. 30 to discuss what the role of the academic community should be, and what mechanism should be used to obtain their input. We agreed that input should include: recommendation of candidate priority list projects, evaluation of proposed priority projects, participation in future Restoration Plan revisions, review of project monitoring reports, and input on feasibility studies of restoration projects. We also agreed that the best mechanism for obtaining input is to set up a Cooperative Agreement between the LA Universities Marine Consortium and a Task Force agency, possibly EPA. The Technical Committee will be responsible for approving the details of that agreement, including the scientists to be utilized. The total cost in FY 1994 will be between \$50,000 and \$100,000.
Recommendation: Approve the approach recommended above.

The Corps is also exploring ways to allow the Citizen Participation Group to continue to function, within the Advisory Committee Act restrictions.

FY 1994 Planning Budget - The CWPBRA provides up to \$5 million per year for Task Force planning activities. Expect the combined requests of Task Force agencies to total about \$4.2 million; about \$800K will be set aside for initiation of feasibility studies later in the FY (especially planning for optimum allocation of freshwater and sediment along the Mississippi and Atchafalaya Rivers). Interior is requesting \$484K, including \$252.9 K for Region 4 FWS, and \$165.2 for NWRC. Other agency requests: EPA, \$396K; NOAA, \$500K; SCS, \$819K; Corps of Engineers, \$1,429K; and, State of LA, \$587K. **Recommendation: support the budget recommended by the Technical Committee.**

Preparation of Standardized Reports for Priority List Projects
The Technical Committee has recommended that standardized reports be prepared and updated quarterly by each lead agency for their approved projects. The reports are essentially fact sheets that will be provided to the LA DNR, and used to respond to requests from the public, media, etc., on project status. **Recommendation: support the requirement for standardized reports.**

Selection of 3rd Priority Project List - The list recommended by the Task Force is a good one. May want to ask for clarification on Red Mud demonstration project ,e.g.: "As you know, the Fish and Wildlife Service has concerns regarding the heavy metals found in red mud. We want to work with the other Task Force agencies to ensure that our concerns are checked out through additional toxicity testing. My question is: are we going to have that testing done soon so we can answer the toxics questions before moving forward with actual construction of the demonstration project? That seems to be the prudent thing to do."
Recommendation: Support the list recommended by the Technical Committee, with the understanding that additional toxicity testing on red mud will be done before the Task Force approves construction funding for the project.

Dedication of Restoration Plan Report to Bill Savant - Bill passed away September 22 following a massive heart attack. He was an SCS employee on loan to LA DNR. He was a tireless, capable worker who was involved in nearly every aspect of the Restoration Plan development. He was truly one of the champions of that process. **Recommendation: Strongly support dedication of the report and, possibly, one of the restoration projects to Bill.**

Potential Additional Agenda Items:

Appointment of Ad Hoc Interagency Committee to Develop Outfall Management Plan for Bonnet Carre Freshwater Diversion Project
This is another last-minute proposal by Len Bahr. The diversion project is already authorized by Congress, and is supported by the Service, NMFS, and the Louisiana Dept. of Wildlife and Fisheries. This Corps project is a key feature of the Task Force's restoration strategy for the Pontchartrain Basin. It is opposed by the Lake Pontchartrain Basin Foundation, based on their fears that excess nutrients and contaminants will be introduced into the lake with diverted Mississippi River water. In an effort to address their concerns, it has been proposed that at least some of the diverted water be routed through the LaBranche Wetland Complex adjacent to the Bonnet Carre Spillway. Mr. Bahr wants the Task Force to designate a committee to develop an outfall management plan to accomplish that goal. That approach will not be necessary, as the Corps plans to propose the additional diversion/outfall management for CWPPRA funding. That will automatically require that the Task Force approve the final proposal. **Recommendation: Defer to the Corps; encourage them to move forward with any project modifications needed to speed up implementation of this important diversion project.**

Recommendation that Governor Edwards' Sept. 13 Letter (Endorsing Certain Feasibility Studies) be Included in the Restoration Plan
Len Bahr wants the letter included, as a way of showing that the Restoration Plan envisions continued investigations of large-scale restoration projects. **Recommendation: Support inclusion**

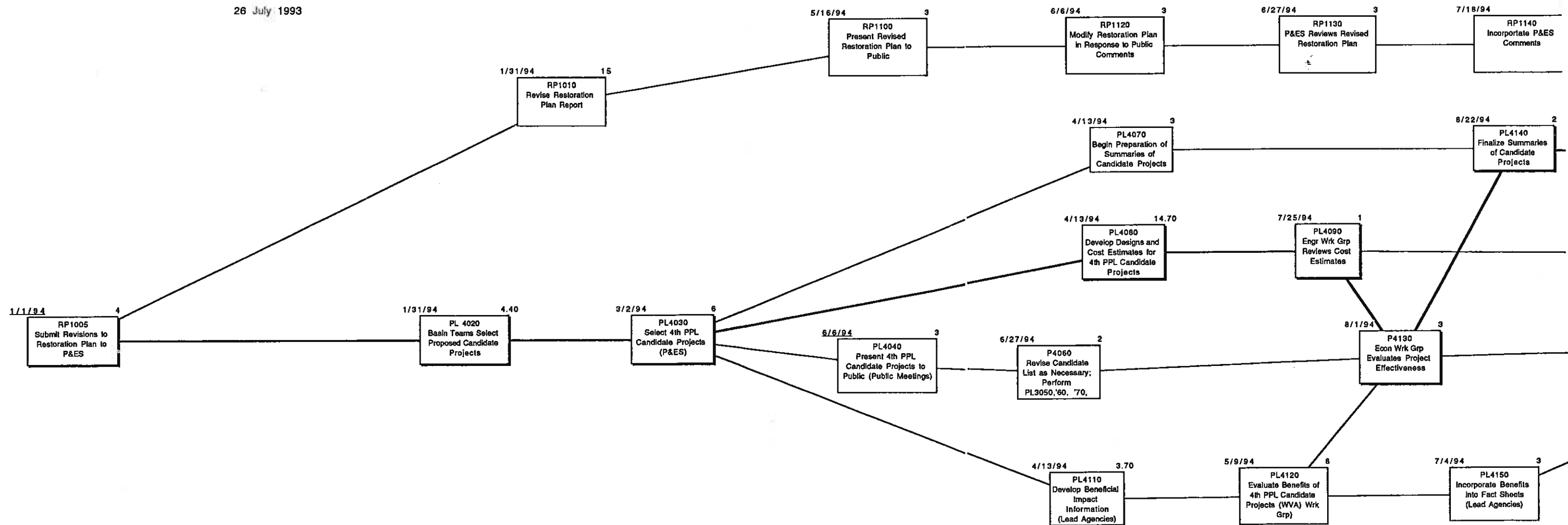
of the letter as an appendix to Plan; the Corps can decide where to insert the letter.

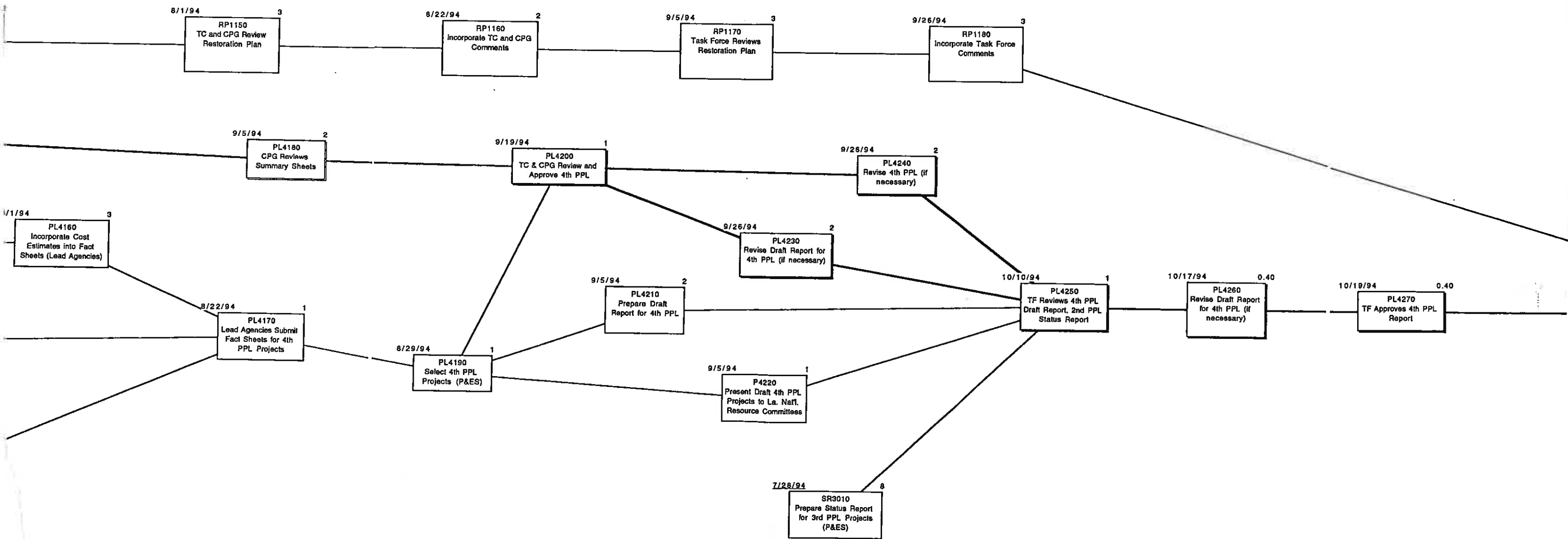
Discussion of Potential Improvements to the CWPPRA Process

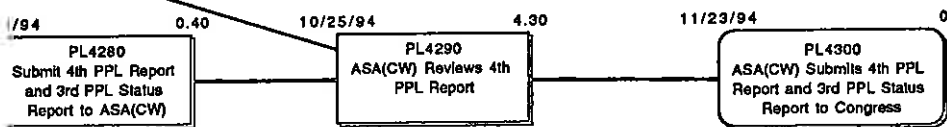
Len Bahr has suggested several improvements, including creation of work groups on socioeconomic impacts and simulation modeling, and rotating agency chairmanships of the Technical Committee and the Planning and Evaluation Subcommittee. Regarding the work groups, I see no immediate need for them. Furthermore, the issue of work group establishment should be left up to the Technical Committee. Regarding the issue of rotating committee chairmanships, I do not believe the current approach of the Corps chairing those groups warrants a change. The Corps does not dominate the process, and we really don't need the extra work (I'd rather focus on resource issues). **Recommendations: Defer to the Technical Committee regarding the need for additional work groups; do not support rotating committee chairmanships at this time.**

Louisiana Coastal Wetlands Restoration Plan

26 July 1993





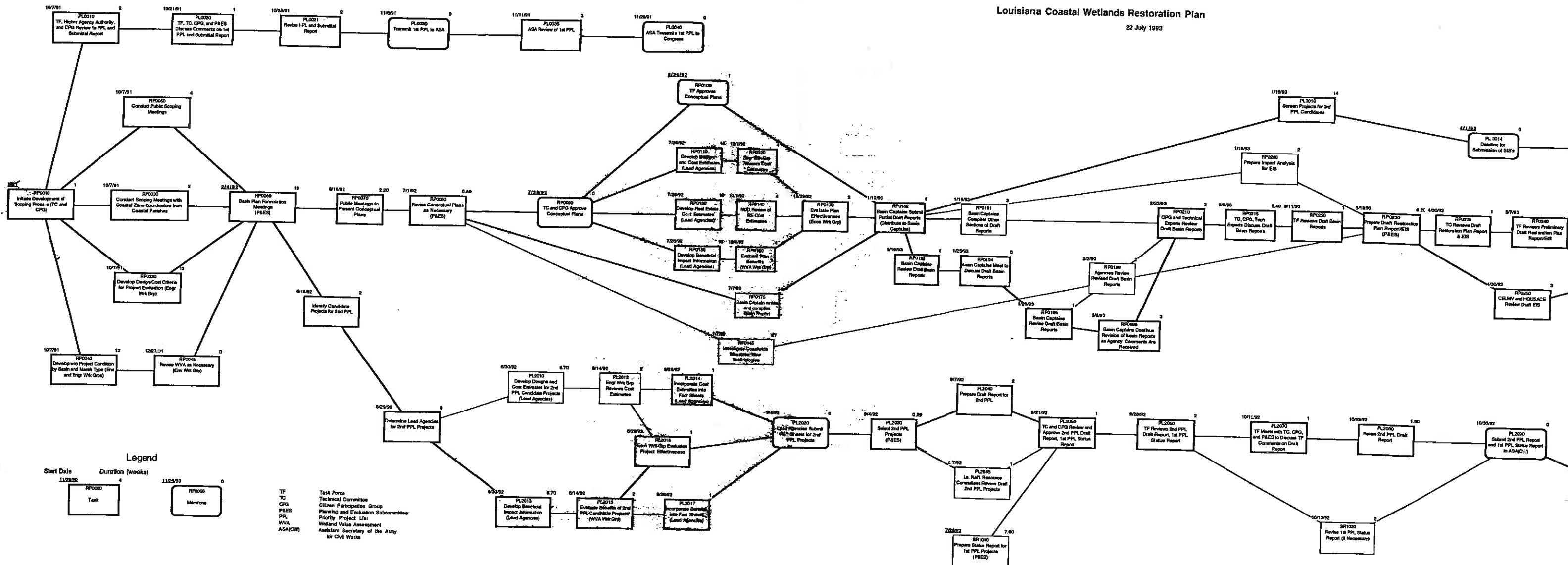


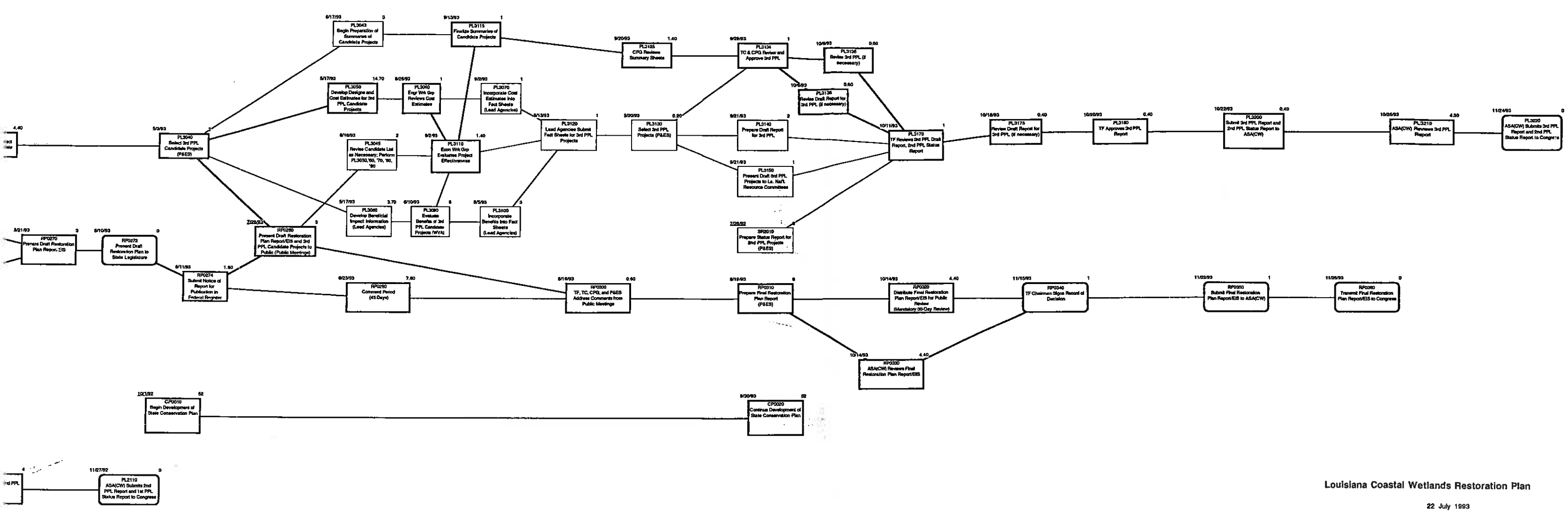
Louisiana Coastal Wetlands Restoration Plan

26 July 1993

Louisiana Coastal Wetlands Restoration Plan

22 July 1993





COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

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COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

AGENDA

I. Introductions

- A. Task Force Members or Alternates
- B. Other Attendees
- C. Opening Remarks by Task Force Members

II. Adoption of Minutes from the May 1993 Meeting *Approve; no suggested corrections*

III. Status of Tasks from May 1993 Meeting Requiring Further Action

Formal involvement of Scientists and Citizen Participation Group--Mrs. Hawes

IV. Status of Development of the State Conservation Plan--Mr. Thomas

V. Summary of National Wetlands Research Center Analysis of Wetlands Loss Data, 1978-1988--Dr. Johnston

VI. Fiscal Year 1994 Budget

- A. Recommendation of Technical Committee--Mr. Rowe
- B. Discussion and Action by Task Force

VII. Preparation of Standardized Status Reports for Priority List Projects

- A. Recommendation of Technical Committee--Mr. Schroeder
- B. Discussion and Action by Task Force

VIII. Selection of 3rd Priority Project List

- A. Recommendation of Technical Committee--Mr. Schroeder
- B. Discussion and Action by Task Force

IX. Schedule Change for the Final Louisiana Coastal Wetlands Restoration Plan Report and EIS--Mr. Rowe

X. Dedication of the Louisiana Coastal Wetlands Restoration Plan Report and EIS to Charles W. "Bill" Savant

- A. Recommendation of Technical Committee--Mr. Schroeder
- B. Discussion and Action by Task Force

XI. Additional Agenda Items

XII. Date and Location of the Next Task Force Meeting

XIII. Request for Written Questions from the Public

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEMBERS

Task Force Member

Member's Representative

Governor, State of Louisiana

Dr. Len Bahr
Executive Assistant for Coastal Activities
Office of the Governor
P. O. Box 94004
Baton Rouge, LA 70804-9004
(504) 922-3244; FAX: (504) 922-3251

Administrator, EPA

Mr. Russell F. Rhoades
Division Director
Environmental Services Division
Region VI
Environmental Protection Agency
1445 Ross Ave.
Dallas, Texas 75202
(214) 655-2210; FAX: (214) 655-7446

Secretary, Department of the Interior

Mr. James W. Pulliam, Jr.
Director, Southeast Region
U. S. Fish and Wildlife Service
Rm. 1200
75 Spring St. SW
Atlanta, Georgia 30303
(404) 331-3588; FAX: (404) 730-2917

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEMBERS (cont.)

Task Force Member

Member's Representative

Secretary, Department of Agriculture

Mr. Donald Gohmert
State Conservationist
Soil Conservation Service
3737 Government Street
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Secretary, Department of Commerce

Dr. William Fox, Jr.
National Oceanic and Atmospheric
Administration
National Marine Fisheries Service
Office of Protected Resources, F/PR
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Silver Spring, Maryland 20910
(301) 713-2332; FAX: (301) 588-4967

Secretary of the Army (Chairman)

Col. Michael Diffley
District Engineer
U.S. Army Engineer District, N.O.
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New Orleans, LA 70160-0267
(504) 862-2204; FAX: (504) 862-2492

COASTAL WETLANDS PLANNING, PROTECTION AND
RESTORATION ACT

IMPLEMENTATION PLAN

TASK FORCE PROCEDURES

I. Task Force Meetings and Attendance

A. Scheduling/Location

The Task Force will hold regular meetings quarterly, or more often if necessary to carry out its responsibilities. When possible, regular meetings will be scheduled as to time and location prior to the adjournment of any preceding regular meeting.

Special meetings may be called upon request and with the concurrence of a majority of the Task Force members, in which case, the Chairperson will schedule a meeting as soon as possible.

Emergency meetings may be called upon request and with the unanimous concurrence of all members of the Task Force at the call of the Chairperson. When deemed necessary by the Chairperson, such meetings can be held via telephone conference call provided that a record of the meeting is made and that any actions taken are affirmed at the next regular or special meeting.

B. Delegation of Attendance

The appointed members of the Task Force may delegate authority to participate and actively vote on the Task Force to a substitute of their choice. Notice of such delegation shall be provided in writing to the Task Force Chairperson prior to the opening of the meeting.

C. Staff Participation

Each member of the Task Force may bring colleagues, staff or other assistants/advisors to the meetings. These individuals may participate fully in the meeting discussions but will not be allowed to vote.

D. Public Participation (see Public Involvement Program)

All Task Force meetings will be open to the public. Interested parties may submit written questions or comments that will be addressed at the next regular meeting.

II. Administrative Procedures

A. Quorum

A quorum of the Task Force shall be a simple majority of the appointed members of the Task Force, or their designated representatives.

B. Voting

Whenever possible, the Task Force shall resolve issues by consensus. Otherwise, issues will be decided by a simple majority vote, with each member of the Task Force having one vote. The Task Force Chairperson may vote on any issue, but must vote to break a tie. All votes shall be via voice and individual votes shall be recorded in the minutes, which shall be public documents.

C. Agenda Development/Approval

The agenda will be developed by the Chairperson's staff. Task Force members or Technical Committee Chairpersons may submit agenda items to the Chairperson in advance. The agenda will be distributed to each Task Force member (and others on a distribution list maintained by the Chairperson's staff) within two weeks prior to the scheduled meeting date. Additional agenda items may be added by any Task Force member at the beginning of a meeting.

D. Minutes

The Chairperson will arrange for minutes of all meetings to be taken and distributed within two weeks after a meeting is held to all Task Force members and others on the distribution list.

E. Distribution of Information/Products

All information and products developed by the Task Force members or their staffs will be distributed to all Task Force members normally within two weeks in advance of any proposed action in order to allow adequate time for review and comment, unless the information/product is developed at the meeting or an emergency situation occurs.

III. Miscellaneous

A. Liability Disclaimer

To the extent permitted by the law of the State of Louisiana and Federal regulations, neither the Task Force nor any of its members individually shall be liable for the negligent acts or omissions of an employee, agent or representative selected with reasonable care, nor for anything the Task Force may do or refrain from doing in good faith, including the following: errors in judgement, acts done or committed on advice of counsel, or mistakes of fact or law.

B. Conflict of Interest

No member of the Task Force (or designated representative) shall participate in any decision or vote which would constitute a conflict of interest under Federal or State law. Any potential conflicts of interest must clearly be stated by the member prior to any discussion on the agenda item.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING
May 20, 1993

MINUTES

Approved

I. INTRODUCTION

Colonel Michael Diffley, representing the Secretary of the Army, convened the tenth meeting of the Louisiana Coastal Wetlands Conservation and Restoration Task Force at 9:55 a.m. on May 20, 1993, in the District Assembly Room of the New Orleans District, U.S. Army Corps of Engineers. The agenda is attached as Enclosure 1. The Task Force was created by the Coastal Wetlands Planning, Protection and Restoration Act (CWPPRA), which was signed into law (PL 101-646, Title III) by President Bush on November 29, 1990.

II. ATTENDEES

The Attendance Records for the Task Force meeting are attached as Enclosure 2. Listed below are the six Task Force members. With the exception of Mr. Rhoades, who was represented by Mr. Norm Thomas, all were in attendance.

Dr. Len Bahr, State of Louisiana
Mr. Russell Rhoades, Environmental Protection Agency
Mr. David Frugé, U.S. Department of the Interior (Acting)
Mr. Donald Gohmert, U.S. Department of Agriculture
Mr. Tim Osborn, U.S. Department of Commerce (Acting)
Col. Michael Diffley, U.S. Department of the Army, Chairman

III. APPROVAL OF MINUTES FROM PREVIOUS MEETING

The minutes from the Task Force meeting held on April 6, 1993, were reviewed. Mr. Thomas requested a clarification of the decision concerning demonstration projects, stating his understanding that demonstration projects should stand alone and that costs could exceed the imposed \$2 million cap if warranted. He could accept the minutes with that understanding. Col. Diffley agreed with Mr. Thomas' statement. A motion to accept the minutes of that meeting was made by Mr. Frugé and seconded by Dr. Bahr, and the minutes (Enclosure 3) were unanimously approved. [1/46-85]¹

IV. TASK FORCE DECISIONS

- A. The Task Force unanimously passed a motion to approve a Memorandum of Understanding with the State Historic Preservation Officer regarding cultural resources reports. Mr. Oscar Rowe explained that the SHPO had agreed to accept a management summary from federal agencies with a staff archaeologist in lieu of waiting for a final report before issuing formal comments, saving six to eight weeks in the construction schedule. Mr. Ruebsamen had amended the motion to allow the District Commander, New Orleans District, U.S. Army Corps of Engineers, to sign the agreement for the Task Force. The motion was made by Mr. Gohmert and seconded by Mr. Frugé. [1/101-243]
- B. Col. Diffley tabled discussion of a proposal to use project construction funds for aerial photography on all priority list projects regardless of the status of the cost sharing agreements for particular projects. The National Wetlands Research Center had requested funds to conduct aerial photography of all projects on the first Priority Project List. The consensus which evolved during the discussion was that too much uncertainty exists on many of the projects to warrant expenditures for aerial photographs of all of them at this time. [1/328-475]

V. INFORMATIONAL AGENDA ITEM

Mr. Thomas presented the status of the State Conservation Plan, which is presently in development. He advised the Task Force that the State needs help in drafting its proposal for the plan. Specifically, definitions for such terms as "no net loss" and "developmental activity" must be determined. He is considering issuing the State a small grant for the development of the proposal. [1/252-325]

¹ The Task Force meeting was recorded on audio tape. These bracketed figures represent the Tape#/Counter# for the discussion of this item. Multiple tape/counter numbers are used when an item is discussed more than once during the meeting.

VI. TASKS REQUIRING FURTHER ACTION

- A. The Task Force representatives furnished comments on the Preliminary Draft Louisiana Coastal Wetlands Restoration Plan. Others in attendance were then afforded the opportunity to comment on the preliminary draft report. Col. Diffley directed that the report be revised for submittal to EPA on 18 June 1993. [1/480-end, 2/all, 3/all, 4/all, 5/all, 6/all]
- B. Col. Diffley directed Mr. Robert Schroeder to consult with the New Orleans District's Office of Counsel regarding the procedure for formal involvement of the academic community and the Citizen Participation Group. [6/274-353]

VII. ADDITIONAL AGENDA ITEMS

No additional agenda items were offered.

VIII. DATE/LOCATION OF THE NEXT TASK FORCE MEETING

The Task Force did not set a date for its next meeting.

IX. Questions from the Public

No written questions or comments were received from the public.

X. Adjournment

The Task Force meeting was adjourned at 2:45 p.m.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING
May 20, 1993

ENCLOSURE 1

AGENDA

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

May 20, 1993

AGENDA

- I. **Introductions**
 - A. Task Force Members or Alternates
 - B. Other Attendees
 - C. Opening Remarks by Task Force Members
- II. **Adoption of Minutes from the April 6, 1993 Meeting**
- III. **Status of Tasks from April 1993 Meeting Requiring Further Action**
 - A. Status of the State's Conservation Plan--see item V
 - B. Review of the Draft Restoration Plan--see item VII
- IV. **Approval of Agreement for Certification of Cultural Resources--Mr. Rowe**
- V. **Status of the Development of the State Conservation Plan--Mr. Thomas**
- VI. **Authorization for Release of Construction Funds for Pre-project Monitoring**
 - A. Authorization of approved PPL1 projects--Mr. Elguezabal
 - B. Authorization of unapproved PPL1 projects--Mr. Elguezabal
- VII. **Discussion of Comments on the Louisiana Coastal Wetlands Restoration Plan**
 - A. Task Force comments
 - B. General comments
- VIII. **Additional Agenda Items**
- IX. **Date and Location of the Next Task Force Meeting**
- X. **Request for Written Questions from the Public**

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING
May 20, 1993

ENCLOSURE 2
ATTENDANCE RECORDS



ATTENDANCE RECORD



DATE(S) 20 May 1993	SPONSORING ORGANIZATION Planning Division	LOCATION District Assembly Room
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PURPOSE Louisiana Coastal Wetlands Planning, Protection and Restoration Act Task Force Meeting

PARTICIPANT REGISTER *

NAME	ORGANIZATION	TELEPHONE NUMBER
Robert Willey	Univ. of SW Louisiana	(518) 231 6146
Oletti Wozniak	Coops of Engen.	862-2204
Jean Pourchaud	Woodward Clyde	751-1873
Arnold Robbins	CELMV - PD-C	434-5828
Bill Sergeant	LDMR - (RD)	(504) 342-9420
Dennis Chew	MMS	736-2793
Steve Hauer	COE	862-2518
Red Pittman	COE	2816
Norm Thomas	EPA	(214) 653-2260
Fran Eagle	EPA - HQ	(202) 260-1959
Jeanne Pickham	EPA	214-655-8330
Donna Brown	COE	(504) 862-2405
Lisa Leonard	COE	504 862-1916
NICK CONSTAN	COE	" " 1906
Edurn Lyon	COE	" " 2038
Steve Mathies	Banataria - Tennessee National Estuary Program	504 447-0868
Gary Shaffer	SLU	(504) 549-2865
Philip Swanson	LDWF	504 744-2456
Lisa Kuhn	COE	504 862-1230
Jeff Williams	USGS	703-648-6511
Robert Cain	CEMVD - PD - EW	862-1907
BOB STEWART	USFWS / NWRC	310-266-8501
Jan Stork / Len Bahir	Governor's Office - Coastal	504-522 3244

* If you wish to be furnished a copy of the attendance record, please indicate so next to your name.



ATTENDANCE RECORD



DATE(S) 20 May 1993	SPONSORING ORGANIZATION Planning Division	LOCATION District Assembly Room
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PURPOSE Louisiana Coastal Wetlands Planning, Protection and Restoration Act Task Force Meeting

PARTICIPANT REGISTER *

NAME	ORGANIZATION	TELEPHONE NUMBER
David Fragé	USDI/FWS	318/264-6630
Ronny Paille	USFWS	318/264-6630
Oscar Rowe	COE	584 862 2512
Nancy Johnson	USDA-SCS	318/473-7751
Benny Landrean	USDA-SCS	38 473-7768
John Dallett	USDA-SCS	318 783-1257
Ed Schweder	COE	504-862-2224
Tim Astman	COE	504-862-1921
CARL B. HAKENJOS	GULF INTRACOASTAL CANAL ASSOC.	504-523-5281
Gerry Bodin	Fish + Wildlife Service	318-264-6630
Jerry Gaspard	La. Farm Bureau	504 922-6200
Robert Fritchey	Organization of Louisiana Fishermen	504 524 2472
Florida H. Zumbrooke	La. Farm Bureau	318-536-6344
Alton Ensminger	La Assoc. Conservation Districts	318 462 0762
Ric Ruebsamen	DOC/NMFS	504-589-0508
Rick Hartman	"	"
Peggy Jones	"	"
Tim Osborn	"	301-713-0174
Ivor van Heerden	"	504-388-6505
David Soles	LDNR	504-342-1375
MARK DAVIS	COM. TO RESTORE COASTAL LA	504 766 0195
Bill Goud	LDNR	(504)342-7308
Shirley Saska	Univ. of New Orleans Env. Inst.	(504)286-6479

* If you wish to be furnished a copy of the attendance record, please indicate so next to your name.

COASTAL WETLANDS PLANNING, PROTECTION, AND RESTORATION ACT

TASK FORCE MEETING
May 20, 1993

ENCLOSURE 3

MINUTES FROM THE APRIL 6, 1993, TASK FORCE MEETING

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

April 6, 1993

MINUTES

I INTRODUCTION

Colonel Michael Diffley, representing the Secretary of the Army, convened the eighth meeting of the Louisiana Coastal Wetlands Conservation and Restoration Task Force at 9:45 a.m., April 6, 1993, in the District Assembly Room of the New Orleans District, U.S. Army Corps of Engineers. The Agenda is attached as Enclosure 1. The Task Force was created by the Coastal Wetlands Planning, Protection and Restoration Act (CWPPRA), which was signed into law (PL 101-646, Title III) by President Bush on November 29, 1990.

II ATTENDEES

The Attendance Records for the Task Force meeting are attached as Enclosure 2. Listed below are the six Task Force members. With the exception of Dr. Lewsey, and Mr. Rhoades, who were represented by Mr. Ric Ruebsamen, and Mr. Norm Thomas, respectively, all were in attendance. Also in attendance was Ms. Jeanne Richardson from Senator J. Bennett Johnston's office.

Dr. Len Bahr, State of Louisiana
Mr. Russell Rhoades, Environmental Protection Agency
Mr. David Fruge, U.S. Department of the Interior (Acting)
Mr. Donald W. Gohmert, U.S. Department of Agriculture
Dr. Clement Lewsey, U.S. Department of Commerce
Col. Michael Diffley, U.S. Department of the Army, Chairman

III. APPROVAL OF MINUTES FROM PREVIOUS MEETING

The minutes from the Task Force meeting held on October 19, 1992, were reviewed. A revision to the previous edition to include a 50 percent design review of the West Bay Sediment Diversion project was noted. A motion to accept the minutes of the previous meeting was made by Mr. Ruebsamen and seconded by Mr. Fruge. The minutes (Enclosure 3) were unanimously approved by the Task Force members. [1/157] *

IV. TASK FORCE DECISIONS

The Task Force voted on and passed the following motions:

- A. Mr. Robert Schroeder (Chairman, Technical Committee) explained to the Task Force the Technical Committee's recommendation to limit the total expenditure on demonstration projects to \$2,000,000 annually, with an exemption for the Isle Dernieres project, and to waive the cap on monitoring costs for demonstration projects. A lengthy discussion on the \$2,000,000 cap and the exemption of the Isle Dernieres ensued. Col. Diffley suggested that demonstration projects are projects which "have merit for showing things [about restoring coastal Louisiana] but do not compete effectively using the WVA and have to be treated separately."¹ Mr. Fruge did not support the exemption, emphasizing the funding of two phases of the Isle Dernieres as demonstrations when neither phase has yet been constructed.² Col. Diffley suggested that the Task Force has not guaranteed the future funding of the Isle Dernieres restoration, but will support the project if it demonstrates different approaches that have technical merit to demonstrate how we can do things less expensively and apply these technologies to barrier island restoration along the coast.³ Col. Diffley moved, with a second from Mr. Fruge, that "The Task Force direct the Technical Committee to limit spending on demonstration projects to \$2,000,000 annually. The Task Force will entertain exceptions to this guidance for projects that the Technical Committee determines merit special consideration. The Task Force waives the cap on monitoring cost for demonstration projects."⁴ The motion passed with 4 yeas and 2 nays (Mr. Norm Thomas and Dr. Len Bahr).⁵ [1/337¹, 1/304², 2/631³, 1/659⁴ & 1/831⁵]

* The Task Force meeting was recorded on audio tape. These bracketed figures represent the Tape#/Counter# for the discussion of this item.

1,2,3... Numbered footnotes in the text of these minutes refer to multiple tape/counter numbers for that item of discussion.

IV. B. Cont.

- B. The Soil Conservation Service discussed the BA-2 (GIWW to Clovelly) Unit 1 and the Vegetative Plantings (West Hackberry, Dewitt/Rollover) projects and requested construction approval from the Task Force. The USFWS discussed the Cameron Creole Watershed and Cameron-Prairie Shore Protection Projects and also requested construction approval by the Task Force. Letters discussing the status of the four projects are attached as enclosures 4 and 5. Col. Diffley moved with a second by Mr. Fruge that construction approval be given for the four projects (BA-2 Unit 1, Vegetative Plantings, Cameron Creole, and Cameron-Prairie) pending execution of Cost Share Agreements between the Lead Federal Agencies and the State of Louisiana. The Task Force unanimously approved the motion. [2/210]
- C. Mr. Oscar Rowe (Chairman, Planning and Evaluation Subcommittee) discussed the addition to the 1st Priority Project List projects of the monitoring protocol established by the monitoring work group and previously approved by the Task Force (October 19, 1992, meeting). Mr. Rowe explained that the majority of projects on the list contained either insufficient or no monitoring funds. An additional \$1,615,000 will be necessary to adequately fund the monitoring. Mr. Rowe also recommended that the funds be appropriated from future priority lists' budgets. Col. Diffley moved to accept Mr. Rowe's recommendation (Apply the monitoring protocol to the 1st Priority Project List projects with the additional \$1,615,000 coming from future priority list funds). The motion was seconded by Mr. Fruge and passed unanimously. [2/281]

V. INFORMATIONAL AGENDA ITEMS

Each agency gave a brief overview of the status of the Cost Share Agreements that their agencies are currently negotiating with the State of Louisiana, Department of Natural Resources.¹ Secretary John Ales sent a letter addressed to Col. Diffley (enclosure 6) discussing the Cost Share Agreements from the State perspective. Mr. Rick Ruebsamen inquired as to the status of the escrow agreement between the Corps of Engineers and the State of Louisiana and whether the agreement has impacted any project schedules.² Ms. Beth Cottone of the Corps informed the Task Force that the escrow agreement negotiations with the State were proceeding and no delays to project schedules were anticipated. Mr. Norm Thomas informed the Task Force that the 1st and 2nd Priority List Isle Dernieres projects will be combined into a single agreement. Mr. Robert Schroeder requested that the EPA track the cost of the two phases separately. Mr. Thomas agreed.³ [2/292¹, 2/322², & 2/378³]

VI. TASKS REQUIRING FURTHER ACTION

A. Mr. Oscar Rowe (Chairman, Planning and Evaluation Subcommittee) discussed the status of the state's Conservation Plan under Section 304 of the Coastal Wetlands Planning, Protection and Restoration Act. Under Section 304, the EPA, through a grant, can make available to the State up to \$2,500,000 annually from the construction portion of annual appropriations with a total amount not to exceed \$10,000,000 for development of the State Conservation Plan. The State offered a resolution (enclosure 7) regarding annual funding of the Conservation Plan which was not acted upon by the Task Force. Col. Diffley inquired whether the \$2,500,000 includes the Federal cost for developing the plan and whether the \$2,500,000 includes the State's 25 percent cost share. Col. Diffley asked the EPA and the State to develop the framework of the plan and coordinate with the P&E Subcommittee and the Technical Committee and discuss this item at the next Task Force meeting.¹ Mr. Thomas informed the Task Force that the EPA and State were developing a Memorandum of Understanding and the agreement would be reached by July 15, 1993, in time for the 1994 budget. Col. Diffley stated that because the funding for the plan would come from construction funds the State need not wait until FY '94 to start implementation of the plan.² [2/520¹, & 2/019, 2/119²]

B. Mr. Stan Green discussed the schedule for preparation of the Restoration Plan. The draft plan is scheduled for completion at the end of April. Upon completion of the review period, a conference will be held (tentatively scheduled for the week of May 14) to gather agency comments that need to be addressed. Col. Diffley requested that each agency be represented at this review conference, and recommended that each agency invite any agency higher authorities they felt should be involved. This review conference will be the next Task Force meeting. Dr. Len Bahr requested that the public meetings to be held this summer for the Restoration Plan and the 3rd Priority Project List be combined with the public meetings the State is required to hold under Act 6. Col. Diffley agreed and charged the Technical Committee with exploring the possibility of synchronizing the Federal and State meetings but keeping within the Federal schedule. [2/390]

VII. ADDITIONAL AGENDA ITEMS

A. Dr. Bahr expressed concerns that the Restoration Plan being developed has an overemphasis on projects rather than the big picture or linchpin strategies.¹ Col. Diffley did not agree and said that through his meetings with the basin captains he was satisfied they were considering bold schemes². [2/446¹, & 2/467²]

VII. Cont.

- B. Mr. Fruge informed the Task Force that the USFWS has not spent \$81,000 in FY '92 for a model contract. The USFWS requested a letter from the Corps of Engineers giving the USFWS authority to expend carryover funds from FY 92.¹ Ms. Cottone stated that MIPRs were valid until revoked. Col. Diffley asked Ms. Cottone to provide the USFWS any documentation required for them to expended the FY '92 carry over funds.² [2/550¹ & 2/590²]
- C. Mr. Ruebsamen discussed a letter (enclosure 8) sent to the Task Force expressing the NMFS position on marsh management projects on Priority Project Lists and in the Restoration Plan. Col. Diffley stated that he felt the NMFS position is clear; however, he would like NMFS to stay involved in project development so that each project can be the best possible project, from a NMFS perceptive.[2/590]

VIII. **DATE/LOCATION OF THE NEXT TASK FORCE MEETING**

The date for the next Task Force meeting is May 20, 1993. The site of the meeting will be the U.S. Army Corps of Engineers New Orleans District. The meeting will be held in the New Orleans District Assembly Room.

IX. **Questions from the Public**

No written questions or comments were received from the public.

X. **Adjournment**

The Task Force meeting was adjourned at 12:00 noon.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**FORMAL INVOLVMENT OF SCIENTISTS
AND THE CITIZEN PARTICIPATION GROUP**

Mrs. Sue Hawes will brief the Task Force on the status of efforts to formalize the involvement of the scientific community and the Citizen Participation Group.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**STATUS OF DEVELOPMENT OF THE STATE
CONSERVATION PLAN**

Mr. Norm Thomas will brief the Task Force on the status of the Conservation Plan authorized by section 304 of the CWPPRA.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**SUMMARY OF ANALYSIS OF WETLANDS LOSS DATA:
NATIONAL WETLANDS RESEARCH CENTER**

Dr. Jimmy Johnston will present the results of a National Wetlands Research Center analysis of wetlands loss data.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

APPROVAL OF FISCAL YEAR 1994 BUDGET

Mr. Rowe will present the recommendations of the Planning and Evaluation Subcommittee and the Technical Committee concerning the Fiscal Year 1994 budget. A summary sheet of the budget is enclosed.

Coastal Wetlands Planning, Protection and Restoration Act
 Budget for Fiscal Year 1994
 U. S. Army Corps of Engineers

Activity	Cost (\$)
Code	
PL3134	2,892
PL3140	37,088
PL3136	3,154
PL3138	26,520
PL3170	2,547
PL3175	4,232
PL3180	2,547
PL3200	2,940
PL3210	970
SR2010	3,255
RP0310	30,299
RP0320	5,584
RP0330	
RP0340	
RP0350	
RP1005	62,004
RP1010	137,195
RP1100	18,957
RP1120	33,346
RP1130	4,975
RP1140	25,464
RP1150	8,450
RP1160	25,464
RP1170	970
RP1180	21,221
PL4020	60,400
PL4030	22,585
PL4040	24,414
PL4060	2,910
PL4070	42,705
PL4080	160,103
PL4090	7,275
PL4110	31,525
PL4120	14,610
PL4130	14,550
PL4140	9,700
PL4150	4,850
PL4160	4,850
PL4170	1,940
PL4180	1,940
PL4190	10,066
PL4200	7,487
PL4210	41,633
PL4220	4,421
PL4230	28,338
PL4240	2,547
TOTAL	<u>958,923</u>
Assist USFWS GIS Effort	6,000
NEPA Compliance for PPL Projects	289,000
Special Economics Investigations	125,000
Basin Captains	50,000
GRAND TOTAL (rounded)	<u>1,429,000</u>

26 Aug 93

STATE OF LOUISIANA
 FY 1994 BUDGET PROPOSAL
 COSTS AND MANHOURS

DEPARTMENT OF NATURAL RESOURCES

ACTIVITY

Work Items-Current Planning Schedule

Manhours

Cost

HIRED LABOR

Restoration Plan

RPO320	409	\$ 9,100
RPO330	-0-	\$ -0-
RPO340	68	\$ 2,070
RPO350	68	\$ 2,070
RPO360	-0-	-0-
RP1005	395	\$ 8,300
RP1010	1,129	\$ 25,600
RP1100	501	\$ 12,400
RP1120	501	\$ 12,400
RP1130	143	\$ 4,100
RP1140	143	\$ 4,100
RP1150	204	\$ 6,200
RP1160	143	\$ 4,100
RP1170	204	\$ 6,200
RP1180	<u>296</u>	<u>\$ 6,200</u>

SUBTOTAL RP LABOR

4,204

\$102,840

Third Priority List

PL3136	60	\$ 1,200
PL3138	60	\$ 1,200
PL3170	68	\$ 2,070
PL3175	45	\$ 800
PL3180	45	\$ 800
PL3200	45	\$ 800
PL3210	-0-	\$ -0-
PL3220	<u>-0-</u>	<u>\$ -0-</u>

SUBTOTAL THIRD PRIORITY LIST

323

\$ 6,870

FOURTH PRIORITY LIST

PL4020	683	\$ 14,780
PL4030	582	\$ 13,518
PL4040	533	\$ 11,600
PL4060	143	\$ 4,100
PL4070	296	\$ 6,200
PL4080	1,164	\$ 26,400
PL4090	68	\$ 2,070
PL4110	365	\$ 7,600
PL4120	767	\$ 15,800
PL4130	296	\$ 6,200
PL4140	143	\$ 4,100
PL4150	296	\$ 6,200
PL4160	296	\$ 6,200
PL4170	68	\$ 2,070
PL4180	143	\$ 4,100
PL4190	68	\$ 2,070
PL4200	68	\$ 2,070
PL4210	143	\$ 4,100
PL4220	68	\$ 2,070
PL4230	143	\$ 4,100
PL4240	143	\$ 4,100
PL4250	68	\$ -0-
PL4260	45	\$ -0-
PL4270	45	\$ -0-
PL4280	45	\$ -0-
PL4290	-0-	\$ -0-
PL4300	-0-	\$ -0-
SR3010	<u>632</u>	<u>\$ 12,880</u>

SUBTOTAL FOURTH PRIORITY LIST	7,311	\$162,328
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TOTAL HIRED LABOR COST	11,838	\$272,038
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OTHER COSTS

GRAPHICS		\$ -0-
PRINTING		\$ -0-
TRAVEL		\$ 6,700
CONTRACTS		\$ 40,554
OTHER (ACQUISITIONS)		\$ 8,400
STATE CONSISTENCY		<u>\$ 12,000</u>

SUBTOTAL OTHER COSTS		\$ 67,654
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INDIRECT COSTS		\$ 97,308
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TOTAL OTHER COSTS		\$164,962
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TOTAL DNR FY'94 PLAN SCHEDULE	<u>Manhours</u> 11,838	<u>Costs</u> \$437,000
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GOVERNOR'S OFFICE (DIVISION OF ADMINISTRATION)

SALARIES	\$ 50,000
RELATED BENEFITS	\$ 9,000
DIRECT OVERHEAD	\$ 19,470
TRAVEL	\$ 4,500
ADMINISTRATIVE SUPPORT	\$ 10,000
CONTRACTUAL SERVICES	<u>\$ 47,000</u>

TOTAL COASTAL ACTIVITIES FY '94 \$139,970*

* Of this total 50% is for development of Priority Lists #3 and #4 and 50% is for the development of Restoration Plan.

DEPARTMENT OF WILDLIFE & FISHERIES

SALARIES SUPPLEMENT	\$ 7,000
TRAVEL SUPPLEMENT	<u>\$ 3,000</u>

TOTAL WLF FY '94 \$ 10,000*

* Of this total 50% is for development of Priority Lists #3 and #4 and 50% is for the development of Restoration Plan.

GRAND TOTAL PLANNING BUDGET FY '94 \$586,970



United States Department of the Interior




FISH AND WILDLIFE SERVICE
825 Kaliste Saloom Road
Brandywine Bldg. II, Suite 102
Lafayette, Louisiana 70508

August 30, 1993

Memorandum

To: Chairman, CWPPRA Planning and Evaluation Subcommittee
From: David Frugé, Dept. of Interior CWPPRA Technical Coordinator
Subject: Budget Request for FY 1994 CWPPRA Planning Activities

As requested during the August 25, 1993, meeting of the CWPPRA Technical Committee and Planning and Evaluation Subcommittee, I am providing the attached revised summary of the Department of Interior's FY 1994 funding request for planning activities. Please let me know if you have questions regarding our request.


David W. Frugé

SUMMARY OF DEPARTMENT OF INTERIOR FISCAL YEAR 1994 BUDGET REQUEST
SECTION 303 - COASTAL WETLANDS PLANNING, PROTECTION, AND
RESTORATION ACT

August 30, 1993

DOI Agency	Amt. Requested (\$)
Fish and Wildlife Service	
Southeast Region	
Task Force Member Travel	1,200
Restor. Plan Prep./Revision	36,400
Priority List Particip.	176,100
NEPA Compliance	11,400
Coordination of DOI Input	7,900
Helicopter Support to Task Force	19,900
Subtotal	252,900
National Wetlands Research Center:	
Technical Assistance (Wetland Ecology)	10,800
GIS Technical Support*	102,400
Land Loss Update 1988/1993*	40,000
Digitize/Analyze Data (Geol. vs. Land Loss)*	12,000
Subtotal	165,200
Total Fish and Wildlife Service Request	418,100
Minerals Management Service	
Basin Captain Duties (Barataria Basin)	17,900
US Geological Survey (Baton Rouge)	
Basin Captain Duties (Teche-Vermilion Basin)	25,800
Technical Assistance (Water Qual./Contaminants)	14,300
Total	40,100
US Geological Survey (Reston, VA)	
Technical Assistance on Barrier Islands	7,900
 GRAND TOTAL	 484,000

* Description attached.

NATIONAL WETLANDS RESEARCH CENTER'S (NWRC) GEOGRAPHIC INFORMATION SYSTEM (GIS) SUPPORT FOR THE COASTAL WETLANDS PLANNING, PROTECTION, AND RESTORATION ACT (CWPPRA) ACTIVITIES FOR FY94.

1. Technical Support

- This item is a continuation of current support activities already being provided to the Task Force. These activities include providing GIS information for WVA wetland loss analysis, providing a final 1978 to 1988 wetland loss (hotspot) and 1988 habitat maps for inclusion in the final Restoration Plan report, and GIS support to CWPPRA basin captains, basin team members, and members of the Task Force, Technical Committee, and Planning and Evaluation Subcommittee.

Total cost for this effort is \$102.4K

2. Development of Classified Winter 1993/94 Landsat TM Imagery Land/Water Data Set

- This item would be used to provide updated regional and site-specific land cover and trend information. Five scenes (180 km x 180 km) of mosaic quality geocoded Landsat TM data (UIM projection) will be purchased from EOSAT and then classified to develop a 1993 land/water data set. Comparison of the 1993 land/water data to the 1988 habitat data will then be used to establish current regional landcover and wetland trend conditions over a five year interval. Final products will include digital data, wetland trend statistics, and hardcopy maps. Task Force members will receive a report and maps depicting current trends. The data will be archived at the NWRC and the Coastal Restoration Division of the Louisiana Department of Natural Resources and will be available in an ERDAS format on 1/4" tape. Copies of the digital data (Landsat) will be made available to Task Force members on a request basis. The final product should be available by mid-1994 depending on the availability of cloud free data. Please note that the costs to conduct this effort is approximately one third (\$60K) of what is spent by the Corps of Engineers for their land loss updates. Corps' Engineering Division personnel will participate in effort to ensure, to the extent possible, compatibility of land-loss data bases. Lastly, this data base will depict changes that occurred as a result of Hurricane Andrew.

3. Development of Digital Data Sets from U.S. Corps of Engineers Geomorphological Data for Coastal Louisiana

- Geomorphological data developed by the U.S. Corps of Engineers, Engineering Division, will be incorporated into the GIS for project specific and regional analyses. Data to be entered into the system includes:

- a. Terrebonne Marsh Surface Geology
 - 28 1:24,000 USGS Quadrangles
- b. Engineering Geology (Surface and Subsurface)
 - 26 1:62,500 USGS Quadrangles
 - 15 maps are in the process of being completed by the Corps.
- c. Natural Subsidence Rates
 - Data from 300 sample sites distributed coastwide.

These data sets will be utilized to correlate land loss with geological/geomorphological features and processes (subsidence). Corps Engineering Division personnel will participate in the data set development and analysis. Data developed for this Task will be archived at the NWRC and the Corps. Hardcopy and digital data will be available to all Task Force Members on a request basis subject to feasibility and cost restrictions. Total cost of this effort is \$15K.

COASTAL WETLANDS PLANNING
PROTECTION AND RESTORATION ACT
COST ESTIMATE FORM

Sequence Code:	TOTALS	Start Date:	01-Oct-93	Finish Date:	30-Sep-94
Performing Agency:	SOIL CONSERVATION SERVICE				
Task/Description:	TOTALS BY ACTIVITY				

TASKS	TOTAL
PL3134	
PL3170	\$4,638
PL3175	\$4,627
PL3180	\$3,584
PL3200	\$3,530
PL3210	\$458
PL3220	\$0
RP0320	\$0
RP0330	\$4,900
RP0340	\$22,744
RP0350	\$0
RP0360	\$577
RP1005	\$0
RP1010	\$6,032
RP1100	\$23,627
RP1120	\$16,497
RP1130	\$20,149
RP1140	\$5,718
RP1150	\$9,387
RP1160	\$3,247
RP1170	\$6,346
RP1180	\$3,344
PL4020	\$10,327
PL4030	\$29,450
PL4040	\$5,051
PL4060	\$19,292
PL4070	\$2,692
PL4080	\$100,168
PL4090	\$148,749
PL4110	\$4,655
PL4120	\$70,957
PL4130	\$27,571
PL4140	\$7,116
PL4150	\$23,562
PL4160	\$23,130
PL4170	\$17,168
PL4180	\$1,822
PL4190	\$2,452
PL4200	\$7,087
PL4210	\$3,556
PL4220	\$3,615
PL4230	\$3,034
SR3010	\$4,999
NEPA Requirements	\$9,550
Basin Captains Duties	\$127,302
Total	\$19,745
	\$812,457

*Includes the Government's costs for leave, health & life insurance, & retirement

US ENVIRONMENTAL PROTECTION AGENCY
 BUDGET - FY 1994
 COSTS & MANHOURS

PLANNING

ACTIVITY

EPA

Work Items/Planning Schedule

	Manhours	Costs
HIRED LABOR		
RESTORATION PLAN		
RP0320	210	\$6,360
RP0330	0	\$0
RP0340	74	\$2,360
RP0350	0	\$0
RP0360	0	\$0
RP1005	200	\$5,680
RP1010	400	\$11,680
RP1100	220	\$7,040
RP1120	110	\$3,520
RP1130	60	\$1,720
RP1140	20	\$600
RP1150	80	\$2,540
RP1160	30	\$1,000
RP1170	50	\$1,900
RP1180	30	\$1,200
TOTAL RESTORATION PLAN LABOR	1484	\$45,600
THIRD PRIORITY PROJECT LIST		
SR3010	20	\$600
PL3136	40	\$1,400
PL3138	16	\$560
PL3170	60	\$2,020
PL3175	10	\$300
PL3180	40	\$1,500
PL3200	0	\$0
PL3210	20	\$1,000
PL3220	0	\$0
Subtotal Third Priority List	206	\$7,380

FOURTH PRIORITY PROJECT LIST

PL4020	340	\$10,080
PL4030	130	\$4,120
PL4040	220	\$7,040
PL4060	220	\$6,600
PL4070	160	\$4,880
PL4080	220	\$6,080
PL4090	50	\$1,580
PL4110	100	\$3,280
PL4120	450	\$12,840
PL4130	48	\$1,504
PL4140	80	\$2,400
PL4150	200	\$6,400
PL4160	80	\$2,640
PL4170	60	\$2,000
PL4180	32	\$1,120
PL4190	60	\$2,000
PL4200	60	\$2,000
PL4210	20	\$600
PL4220	32	\$1,120
PL4230	10	\$300
PL4240	24	\$800

Subtotal Fourth Priority List 2596 \$79,384

TOTAL HIRED LABOR COSTS 4286 \$132,364

OTHER COSTS

Travel \$40,090
 Contracts \$190,000

TOTAL OTHER COSTS \$230,090

OVERHEAD \$33,091

TOTAL \$395,545

CONTINGENCIES \$0

TOTAL PROPOSED BUDGET/FY1994 SCHEDULE \$395,545

**NATIONAL MARINE FISHERIES SERVICE
COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT
FY84 BUDGET**

<u>TASK</u>	<u>HOURS</u>	<u>COSTS</u>
Restoration Plan		
RP320	200	7040
RP1005	120	4360
RP1010	180	5360
RP1100	84	1920
RP1130	180	6120
RP1140	40	1200
RP1150	80	2960
RP1170	80	3360
RP1180	<u>32</u>	<u>960</u>
TOTALS	956	33,280

<u>TASK</u>	<u>HOURS</u>	<u>COSTS</u>
3rd Priority List		
PL3136	8	240
PL3138	16	480
PL3170	80	3,160
PL3180	16	632
PL3010	<u>400</u>	<u>14,080</u>
TOTALS	520	18,592

<u>TASK</u>	<u>HOURS</u>	<u>COSTS</u>
4th Priority List		
PL4020	1,010	37,010
PL4030	280	10,460
PL4040	60	1,940
PL4060	80	2,400
PL4070	184	5,808
PL4080	480	17,280
PL4090	40	1,200
PL4110	440	16,800
PL4120	200	6,960
PL4130	40	1,680
PL4140	100	3,480

PL4160	84	2,808
PL4160	72	2,544
PL4170	66	1,792
PL4190	80	2,852
PL4200	100	3,520
PL4210	80	2,880
PL4230	32	960
PL4240	<u>16</u>	<u>480</u>
TOTALS	3,434	121,754

Grand Total—Labor **4,910** **173,626**

Overhead **99,661**

Other Costs

Travel	22,000
Contracts	90,000
Other	15,000
Contingencies	0

TOTALS-OTHERS **127,000**

NEPA Compliance for PPL 100,000

Grand Total—FY94 **500,287**

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**PREPARATION OF STANDARDIZED STATUS REPORTS
FOR PRIORITY LIST PROJECTS**

Technical Committee Recommendation:

That a status report on priority list projects be developed by the lead agencies according to a format developed by the Corps of Engineers, to be submitted to the Louisiana Department of Natural Resources within 15 days of the end of each quarter. The first report is due October 15, 1993.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

SELECTION OF THE 3RD PRIORITY PROJECT LIST

Mr. Schroeder will present the recommendation of the Technical Committee for the 3rd Priority Project List (enclosure 1). The complete list of candidate projects for the list is included as enclosure 2.

3rd Priority Project List
Technical Committee

Project Number	Project Name	Basin	Lead Agency	Cost Effectiveness (\$/AAHU)	Fully Funded Cost (\$)	Cumulative Cost (\$)
XPO-71	MRGO Back Dike Marsh Prot	Pont	COE	100	532,000	532,000
BA-4c	West Pt.-a-la-Hache Outfall Mgmt	Bar	SCS	140	881,000	1,413,000
XMR-10	Channel Armor Gap Crevasse	Miss R	COE	286	808,000	2,221,000
TV-4	Cote Blanche Hydro Rest	T/V	SCS	371	5,173,000	7,394,000
XBA-65a	B. Perot/B. Rigolettes Marsh	Bar	NMF	380	1,835,000	9,229,000
CS-4a	Cameron-Creole Maintenance	Calc	SCS	437	3,719,000	12,948,000
MR-9b	Pass-a-Loutre Crevasse	Miss R	COE	440	2,858,000	15,806,000
XTE-67	E. Timbalier Restoration	Terr	NMF	686	2,047,000	17,853,000
XCS-47,48i, etc.	Replace Hog Island etc. Cntrl Structs	Calc	FWS	753	4,582,000	22,435,000
BS-4a	White's Ditch Outfall Mgmt	Bret	SCS	781	756,000	23,191,000
PTE-23/26a/33	L. Chapeau Mrsh Crtn and HR	Terr	NMF	876	4,149,000	27,340,000
PTE-15bi	Whiskey Island Restoration	Terr	EPA	922	4,844,000	32,184,000
PTE-26b	Brady Canal Hydro Rest	Terr	SCS	1,017	4,718,000	36,902,000
PO-9a	Violet Freshwater Distribution	Pont	SCS	3,305	1,821,000	38,723,000
Demonstration Projects						
BA-15	L. Salvador Shore Protection Demo	Bar	NMF	586	1,445,000	40,168,000
PME-6	SW Shore White Lake Demo	Merm	SCS	1,840	126,000	40,294,000
XTE-43	Modified Red Mud Demo	Terr	EPA	N/A	350,000	40,644,000
Deferred Projects						
BS-5	B. Lamoque Outfall Mgmt	Bret	SCS	357	534,000	41,178,000
XTV-19	Little Vermilion Bay Sed Trap	T/V	NMF	800	1,516,000	42,694,000

Candidate Projects for 3rd Priority Project List

25 Sep 93

Project Number	Project Name	Basin	Effectiveness (\$/AAHU)	Fully Funded Cost (\$)	Cumulative Cost (\$)
XPO-71	MRGO Back Dike Marsh Prot	Pont	100	532,000	532,000
BA-4c	West Pt.-a-la-Hache Outfall Mgmt	Bar	140	881,000	1,413,000
XMR-10	Channel Armor Gap Crevasse	Miss R	286	808,000	2,221,000
BS-5	B. Lamoque Outfall Mgmt	Bret	357	534,000	2,755,000
TV-4	Cote Blanche Hydro Rest	T/V	371	5,173,000	7,928,000
XBA-65a	B. Perot/B. Rigolettes Marsh	Bar	380	1,835,000	9,763,000
TE-10/XTE-49	Grand Bayou/GIWW Diversion	Terr	406	3,899,000	13,662,000
CS-4a	Cameron-Creole Maintenance	Calc	437	3,719,000	17,381,000
MR-9b	Pass-a-Loutre Crevasse	Miss R	440	2,858,000	20,239,000
CS-14	Tripod Bayou Control Struct	Calc	614	762,000	21,001,000
XTE-67	E. Timbalier Restoration	Terr	686	2,047,000	23,048,000
XCS-47,48i, etc.	Replace Hog Island etc. Cntrl Structs	Calc	753	4,582,000	27,630,000
BS-4a	White's Ditch Outfall Mgmt	Bret	781	756,000	28,386,000
XTV-19	Little Vermilion Bay Sed Trap	T/V	800	1,516,000	29,902,000
PTE-23/26a/33	L. Chapeau Mrsh Crtn and HR	Terr	876	4,149,000	34,051,000
CS-11b	Sweet/Willow Lakes SP/HR	Calc	876	3,411,000	37,462,000
PTE-15bi	Whiskey Island Restoration	Terr	922	4,844,000	42,306,000
PTE-26b	Brady Canal Hydro Rest	Terr	1,017	4,718,000	47,024,000
PBS-6	Grand Bay Crevasse	Bret	1,133	1,777,000	48,801,000
XAT-6	Booster Pumps Marsh Creation	Atch	1,294	1,091,000	49,892,000
CS-16	Black Bayou Culverts	Calc	1,363	9,639,000	59,531,000
XME-22	Pecan Island Terracing	Merm	1,370	1,231,000	60,762,000
ME-7	Deep Lake Marsh Creation	Merm	1,467	1,113,000	61,875,000
ME-5/XME-38	White Lake Shoreline Protection	Merm	1,470	3,717,000	65,592,000
XPO-69	B. Sauvage/B. Chevee Shore Prot	Pont	1,856	2,989,000	68,581,000
XPO-83	L. Athanasio Spit	Pont	1,869	1,040,000	69,621,000
PO-15	Alligator Point Marsh Rest	Pont	2,608	1,927,000	71,548,000
XTV-26	Two Mouth Bayou Freshwater Div	T/V	2,706	615,000	72,163,000
PO-9a	Violet Freshwater Distribution	Pont	3,305	1,821,000	73,984,000
XTV-25	Oaks Canal/Tigre Lagoon SP	T/V	4,798	2,710,000	76,694,000
BS-3b/6a	Pump Outfall North of L. Lery	Bret	5,070	3,039,000	79,733,000
XTE-65	Hydro Rest West of Locust Bayou	Terr	5,450	1,477,000	81,210,000
PTE-15bii	Raccoon Island Restoration	Terr	6,491	3,562,000	84,772,000
XBA-1c	Grand Pierre Island Restoration	Bar	7,441	3,301,000	88,073,000
XME-26	Freshwater Bayou Bank Stabilization	Merm	13,292	2,026,000	90,099,000
XBA-70	Dupre Cut and B. Dupont Bank Prot	Bar	—	4,255,000	94,354,000
Proposed Demonstration Projects					
BA-15	L. Salvador Shore Protection Demo	Bar	586	1,445,000	1,445,000
XTE-54b	Flotant Marsh Demo	Terr	814	458,000	1,903,000
PME-6	SW Shore White Lake Demo	Merm	1,840	126,000	2,029,000
XTE-66	Sediment Distribution System	Terr	3,853	1,395,000	3,424,000
XTE-43	Red Mud Demo	Terr	96,000	694,000 *	4,118,000

*Excludes Kaiser Aluminum contibution of \$405,000.

Encl. 2

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**SCHEDULE CHANGE FOR LOUISIANA COASTAL WETLANDS
RESTORATION PLAN REPORT AND EIS**

Mr. Oscar Rowe will brief the Task Force on a schedule change regarding submission of the Louisiana Coastal Wetlands Restoration Plan report and EIS.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

**DEDICATION OF THE LOUISIANA COASTAL WETLANDS
RESTORATION PLAN REPORT**

Technical Committee Recommendation:

That the Louisiana Coastal Wetlands Restoration Plan report and EIS be dedicated to the memory of Charles W. "Bill" Savant.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

1ST AND 2ND PRIORITY PROJECT LISTS STATUS REPORTS

Coastal Wetlands Planning, Protection and Restoration Act

1 Oct 93

Status of 1st Priority Project List

Project	Sponsor	CSA		Design		Permits		Construction		Cost (x \$1,000)		Percent Difference	
		Scheduled Completion	Status	Scheduled Completion	Status	Scheduled Completion	Status	Start	Completion	Status	Original		Current
Fourchon	NMFS	Feb 93	IS*								252	252	0.0
BA-2/ GIWW-Clovelly	SCS	Mar 92	TC	Aug 92	TC-1st contract	Dec 91	TC	Aug 93	Apr 95	BS	8,145	8,145	0.0
Cameron	USFWS		TC	Aug 92	TC	Apr 92	TC	May 93	Sep 93	BS	502	477	-5.0
Creole								Feb 94	Jul 94	#			
Bayou Sauvage	USFWS	Mar 92	TC	May 93	TC		IP	Aug 93	Aug 94	BS	1,105	1,156	4.6
Turtle Cove								May 94	Oct 94	#			
Sabine	USFWS		Removed from list; construction taken over by State of Louisiana.										
Refuge	USFWS		TC	Jul 93	IP,BS	Apr 92	TC	Sep 93	Sep 94	BS	4,844	4,765	-1.6
Vegetative Plantings	SCS	Apr 93	TC	Apr 92	TC	Oct 92	IP,BS	Mar 93	Jun 94	#	848	848	0.0
West Bay	COE	Jun 93	IP,BS	Jul 93	IP,BS	Feb 94	IP,BS	Jul 94	Oct 94		8,517	8,517	0.0
Diversions								Jan 94	Oct 94	#			
Barataria	COE	Oct 93	OS	Feb 94	IP,OS	Oct 93	OS	Jan 95	Oct 95	#	1,625	1,625	0.0
Bay WW								Jun 94	Aug 94				
Lower Bayou	NMFS	Apr 93	TC	Jul 93	IP,BS	Jan 94	OS	Nov 94	Jan 95		1,254	1,695 **	35.2
LaCache**								Apr 94					
Bayou La Branche	COE	Apr 93	TC	Feb 93	TC	Jan 93	TC	Nov 93	Feb 94		4,327	4,327	0.0
Cameron	USFWS	Nov 92	TC	Aug 92	TC	Apr 92	TC	May 93	Dec 93	BS	1,111	1,111	0.0
Prairie								Jan 94	Jul 94	#			
Venulion	COE	Jun 93	TC	Oct 93	IP,BS	Sep 93	IP,BS	Jul 94	Sep 94		1,523	1,523	0.0
River Cutoff								Aug 94	Oct 94	#			
Eastern Isle	EPA	May 92	TC	Sep 92	BS	Nov 92	IP,BS	Jan 93	Nov 93	BS	6,345	6,345	0.0
Dernieres								Jul 94	May 95	#			

STATUS: OS = On Schedule EXAMPLE: OS,IP NOTES:

BS = Behind Schedule * Final disposition to be determined after site inspection by NMFS.

IP = In Progress ** Increase reflects DNR revision of estimated monitoring costs.

IS = Issue Surfaced † Project redesign required.

TC = Task Complete # Revised Dates

Coastal Wetlands Planning, Protection and Restoration Act

1 Oct 93

Status of 2nd Priority Project List

Project	Sponsor	CSA				Design				Permits				Construction				Cost (x \$1,000)		Percent Difference	
		Scheduled		Status	Scheduled		Status	Scheduled		Status	Scheduled		Status	Scheduled		Start	Completion	Status	Original		Current
		Completion	Status		Completion	Status		Completion	Status		Completion	Status		Completion	Status						
Atchafalaya	NMF	Jun 93	IP, BS	Dec 93	IP, BS	Mar 94	IP, BS	Mar 94	IP, BS	May 94	OS	Jun 94	OS	Jun 94	OS	908	908	0			
Sediment Del		Jan 94	#	May 94	#	Aug 94	#	Aug 94	#	Dec 94	#	Jan 95	#	Jan 95	#						
Freshwater Bayou	SCS	Jun 93	IP, BS	Sep 95	OS	Jun 94	OS	Jun 94	OS	Feb 96	OS	Sep 97	OS	Sep 97	OS	2,770	2,770	0			
Bayou Sauvage	FWS	Aug 93	IP, BS	Dec 93	OS	Feb 94	#	Feb 94	#	May 94	IP	May 95	OS	May 95	OS	1,452	1,452	0			
Clear Marais	COE	Aug 93	IP, BS	Mar 94	IP, OS	Apr 94	IP, OS	Apr 94	IP, OS	Oct 94	OS	Apr 95	OS	Apr 95	OS	1,741	1,741	0			
Caernarvon	SCS	Jun 93	IP, BS	Aug 95	OS	Jun 94	#	Jun 94	#	Jan 96	OS	Sep 97	OS	Sep 97	OS	2,552	2,552	0			
Outfall Mgmt.		Apr 94	#	May 94	OS	May 94	OS	Jun 93	TC	Sep 94	TC	Apr 96	OS	Apr 96	OS	2,904	2,904	0			
Mud Lake	SCS	Jun 93	TC	Apr 95	OS	Apr 94	OS	Apr 94	OS	Jun 95	OS	Sep 97	OS	Sep 97	OS	3,399	3,399	0			
Jonathan Davis Wetland	SCS	Jun 93	TC	Oct 93	OS	Jan 94	OS	Jan 94	OS	Apr 94	OS	Sep 94	OS	Sep 94	OS	1,070	1,070	0			
Point Au Fer	NMF	Jun 93	IP, BS	Jan 94	OS	Mar 94	#	Mar 94	#	Jun 94	OS	May 95	OS	May 95	OS	4,136	4,136	0			
Big Island Mining (Incr. 1)	NMF	Jun 93	IP, BS	Jan 94	OS	Jun 94	#	Jun 94	#	Jan 95	OS	Dec 95	OS	Dec 95	OS	701	701	0			
Highway 384	SCS	May 93	TC	Sep 94	OS	Sep 94	OS	Dec 93	OS	Jan 95	OS	Feb 97	OS	Feb 97	OS	3,048	3,048	0			
Fritchie March	SCS	Jun 93	IP, BS	May 95	OS	May 94	OS	May 94	OS	Jun 94	OS	Nov 95	OS	Nov 95	OS	1,009	1,009	0			
Boston Canal	SCS	May 93	TC	Mar 94	OS	Mar 94	OS	Sep 93	TC	Jun 94	TC	Nov 95	OS	Nov 95	OS	3,223	3,223	0			
Brown Lake	SCS	May 93	TC	Mar 95	OS	Mar 94	OS	Mar 94	OS	Jun 95	OS	Nov 96	OS	Nov 96	OS	4,854	4,854	0			
West Belle Pass	COE	Oct 93	OS	Mar 94	IP, OS	Mar 94	IP, OS	Mar 94	IP, OS	Sep 94	IP, OS	Mar 95	OS	Mar 95	OS	6,908	6,908	0			
Isle Dernieres* (Phase 1)	EPA	Apr 93	TC	Oct 93	OS	Dec 93	IP	Dec 93	IP	Oct 93	IP	Oct 94	OS	Oct 94	OS	6,908	6,908	0			

STATUS: OS = On Schedule
 BS = Behind Schedule
 IP = In Progress
 IS = Issue Surfaced
 TC = Task Complete

EXAMPLE: OS, IP

NOTES:
 *This project will be executed in conjunction with the PPL1 Isle Dernieres project.
 # Revised Dates

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

ADDITIONAL AGENDA ITEMS

Each Task Force member has the opportunity at this point to propose additional items or issues for the consideration of the Task Force.

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

DATE AND LOCATION OF THE NEXT TASK FORCE MEETING

Recommendation for Task Force Approval:

DATE:

TIME: 9:30 a.m.

LOCATION: District Assembly Room
New Orleans District, U.S. Army Corps of Engineers
Foot of Prytania Street
New Orleans, Louisiana

COASTAL WETLANDS PLANNING, PROTECTION AND RESTORATION ACT

TASK FORCE MEETING

October 1, 1993

REQUEST FOR WRITTEN QUESTIONS FROM THE PUBLIC

All Task Force meetings are open to the public. Interested parties may submit a completed "Question Submittal Card" to the Task Force Chairman at this time. Questions and comments will be addressed at the next regularly scheduled Task Force meeting.

COASTAL WETLANDS PLANNING, PROTECTION, & RESTORATION ACT
(Public Law 101-646, Title III)

SECTION 303. Priority Louisiana Coastal Wetlands Restoration Projects.

- Section 303a, Priority Project List.
 - NLT 13 Jan 91, Sec. of the Army (Secretary) will convene a Task Force.
 - Secretary
 - Administrator, EPA
 - Governor, Louisiana
 - Secretary, Interior
 - Secretary, Agriculture
 - Secretary, Commerce
 - NLT 28 Nov 91, Task Force will prepare and transmit to Congress a Priority List of wetland restoration projects based on cost effectiveness and wetland quality.
 - Priority List is revised and submitted annually as part of President's budget.
- Section 303b, Federal and State Project Planning.
 - NLT 28 Nov 93, Task Force will prepare a comprehensive coastal wetlands Restoration Plan for Louisiana.
 - Restoration Plan will consist of a list of wetland projects, ranked by cost effectiveness and wetland quality.
 - Completed Restoration Plan will become Priority List.
 - Secretary will ensure that navigation and flood control projects are consistent with the purpose of the Restoration Plan.
 - Upon submission of the Restoration Plan to Congress, the Task Force will conduct a scientific evaluation of the completed wetland restoration projects every 3 years and report the findings to Congress.

SECTION 304. Louisiana Coastal Wetlands Conservation Planning.

- Secretary; Administrator, EPA; and Director, USFWS will:
 - Sign an agreement with the Governor specifying how Louisiana will develop and implement the Conservation Plan.
 - Approve the Conservation Plan.
 - Provide Congress with periodic status reports on Plan implementation.
- NLT 3 years after agreement is signed, Louisiana will develop a Wetland Conservation Plan to achieve no net loss of wetlands resulting from development.

SECTION 305. National Coastal Wetlands Conservation Grants.

- Director, USFWS, will make matching grants to any coastal state to implement Wetland Conservation Projects (projects to acquire, restore, manage, and enhance real property interest in coastal lands and waters).
- Cost sharing is 50% Federal / 50% State *

SECTION 306. Distribution of Appropriations.

- 70% of annual appropriations not to exceed (NTE) \$70 million used as follows:
 - NTE \$15 million to fund Task Force completion of Priority List and Restoration Plan -- Secretary disburses funds.
 - NTE \$10 million to fund 75% of Louisiana's cost to complete Conservation Plan -- Administrator disburses funds.
 - Balance to fund wetland restoration projects at 75% Federal/ 25% Louisiana ** -- Secretary disburses funds.
- 15% of annual appropriations, NTE \$15 million for Wetland Conservation Grants - Director, USFWS disburses funds.
- 15% of annual appropriations, NTE \$15 million for projects authorized by the North American Wetlands Conservation Act - Secretary, Interior disburses funds.

SECTION 307. Additional Authority for the Corps of Engineers.

- Section 307a, Secretary authorized to:
 - Carry out projects to protect, restore, and enhance wetlands and aquatic/coastal ecosystems.
- Section 307b, Secretary authorized and directed to study feasibility of modifying the MR&T to increase flows and sediment to the Atchafalaya River for land building and wetland nourishment.

* 25% if the state has dedicated trust fund from which principal is not spent.

** 15% when Louisiana's Conservation Plan is approved.

activities, where appropriate, that would contribute to the restoration or improvement of one or more fish stocks of the Great Lakes Basin; and

“(2) activities undertaken to accomplish the goals stated in section 2006.

16 USC 941g.

“SEC. 2009. AUTHORIZATION OF APPROPRIATIONS.

“(a) There are authorized to be appropriated to the Director—

“(1) for conducting a study under section 2005 not more than \$4,000,000 for each of fiscal years 1991 through 1994;

“(2) to establish and operate the Great Lakes Coordination Office under section 2008(a) and Upper Great Lakes Fishery Resources Offices under section 2008(c), not more than \$4,000,000 for each of fiscal years 1991 through 1995; and

“(3) to establish and operate the Lower Great Lakes Fishery Resources Offices under section 2008(b), not more than \$2,000,000 for each of fiscal years 1991 through 1995.

“(b) There are authorized to be appropriated to the Secretary to carry out this Act, not more than \$1,500,000 for each of fiscal years 1991 through 1995.”.

Coastal
Wetlands
Planning,
Protection and
Restoration Act.
16 USC 3951
note.

TITLE III—WETLANDS**SEC. 301. SHORT TITLE.**

This title may be cited as the “Coastal Wetlands Planning, Protection and Restoration Act”.

16 USC 3951.

SEC. 302. DEFINITIONS.

As used in this title, the term—

(1) “Secretary” means the Secretary of the Army;

(2) “Administrator” means the Administrator of the Environmental Protection Agency;

(3) “development activities” means any activity, including the discharge of dredged or fill material, which results directly in a more than de minimus change in the hydrologic regime, bottom contour, or the type, distribution or diversity of hydrophytic vegetation, or which impairs the flow, reach, or circulation of surface water within wetlands or other waters;

(4) “State” means the State of Louisiana;

(5) “coastal State” means a State of the United States in, or bordering on, the Atlantic, Pacific, or Arctic Ocean, the Gulf of Mexico, Long Island Sound, or one or more of the Great Lakes; for the purposes of this title, the term also includes Puerto Rico, the Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territories of the Pacific Islands, and American Samoa;

(6) “coastal wetlands restoration project” means any technically feasible activity to create, restore, protect, or enhance coastal wetlands through sediment and freshwater diversion, water management, or other measures that the Task Force finds will significantly contribute to the long-term restoration or protection of the physical, chemical and biological integrity of coastal wetlands in the State of Louisiana, and includes any such activity authorized under this title or under any other provision of law, including, but not limited to, new projects, completion or expansion of existing or on-going projects, individ-

ual phases, portions, or components of projects and operation, maintenance and rehabilitation of completed projects; the primary purpose of a "coastal wetlands restoration project" shall not be to provide navigation, irrigation or flood control benefits;

(7) "coastal wetlands conservation project" means—

(A) the obtaining of a real property interest in coastal lands or waters, if the obtaining of such interest is subject to terms and conditions that will ensure that the real property will be administered for the long-term conservation of such lands and waters and the hydrology, water quality and fish and wildlife dependent thereon; and

(B) the restoration, management, or enhancement of coastal wetlands ecosystems if such restoration, management, or enhancement is conducted on coastal lands and waters that are administered for the long-term conservation of such lands and waters and the hydrology, water quality and fish and wildlife dependent thereon;

(8) "Governor" means the Governor of Louisiana;

(9) "Task Force" means the Louisiana Coastal Wetlands Conservation and Restoration Task Force which shall consist of the Secretary, who shall serve as chairman, the Administrator, the Governor, the Secretary of the Interior, the Secretary of Agriculture and the Secretary of Commerce; and

(10) "Director" means the Director of the United States Fish and Wildlife Service.

SEC. 303. PRIORITY LOUISIANA COASTAL WETLANDS RESTORATION PROJECTS. 16 USC 3952.

(a) PRIORITY PROJECT LIST.—

(1) **PREPARATION OF LIST.**—Within forty-five days after the date of enactment of this title, the Secretary shall convene the Task Force to initiate a process to identify and prepare a list of coastal wetlands restoration projects in Louisiana to provide for the long-term conservation of such wetlands and dependent fish and wildlife populations in order of priority, based on the cost-effectiveness of such projects in creating, restoring, protecting, or enhancing coastal wetlands, taking into account the quality of such coastal wetlands, with due allowance for small-scale projects necessary to demonstrate the use of new techniques or materials for coastal wetlands restoration.

(2) **TASK FORCE PROCEDURES.**—The Secretary shall convene meetings of the Task Force as appropriate to ensure that the list is produced and transmitted annually to the Congress as required by this subsection. If necessary to ensure transmittal of the list on a timely basis, the Task Force shall produce the list by a majority vote of those Task Force members who are present and voting; except that no coastal wetlands restoration project shall be placed on the list without the concurrence of the lead Task Force member that the project is cost effective and sound from an engineering perspective. Those projects which potentially impact navigation or flood control on the lower Mississippi River System shall be constructed consistent with section 304 of this Act.

(3) **TRANSMITTAL OF LIST.**—No later than one year after the date of enactment of this title, the Secretary shall transmit to the Congress the list of priority coastal wetlands restoration projects required by paragraph (1) of this subsection. Thereafter,

Reports.

the list shall be updated annually by the Task Force members and transmitted by the Secretary to the Congress as part of the President's annual budget submission. Annual transmittals of the list to the Congress shall include a status report on each project and a statement from the Secretary of the Treasury indicating the amounts available for expenditure to carry out this title.

(4) LIST OF CONTENTS.—

(A) AREA IDENTIFICATION; PROJECT DESCRIPTION.—The list of priority coastal wetlands restoration projects shall include, but not be limited to—

(i) identification, by map or other means, of the coastal area to be covered by the coastal wetlands restoration project; and

(ii) a detailed description of each proposed coastal wetlands restoration project including a justification for including such project on the list, the proposed activities to be carried out pursuant to each coastal wetlands restoration project, the benefits to be realized by such project, the identification of the lead Task Force member to undertake each proposed coastal wetlands restoration project and the responsibilities of each other participating Task Force member, an estimated timetable for the completion of each coastal wetlands restoration project, and the estimated cost of each project.

(B) PRE-PLAN.—Prior to the date on which the plan required by subsection (b) of this section becomes effective, such list shall include only those coastal wetlands restoration projects that can be substantially completed during a five-year period commencing on the date the project is placed on the list.

(C) Subsequent to the date on which the plan required by subsection (b) of this section becomes effective, such list shall include only those coastal wetlands restoration projects that have been identified in such plan.

(5) FUNDING.—The Secretary shall, with the funds made available in accordance with section 306 of this title, allocate funds among the members of the Task Force based on the need for such funds and such other factors as the Task Force deems appropriate to carry out the purposes of this subsection.

(b) FEDERAL AND STATE PROJECT PLANNING.—

(1) PLAN PREPARATION.—The Task Force shall prepare a plan to identify coastal wetlands restoration projects, in order of priority, based on the cost-effectiveness of such projects in creating, restoring, protecting, or enhancing the long-term conservation of coastal wetlands, taking into account the quality of such coastal wetlands, with due allowance for small-scale projects necessary to demonstrate the use of new techniques or materials for coastal wetlands restoration. Such restoration plan shall be completed within three years from the date of enactment of this title.

(2) PURPOSE OF THE PLAN.—The purpose of the restoration plan is to develop a comprehensive approach to restore and prevent the loss of, coastal wetlands in Louisiana. Such plan shall coordinate and integrate coastal wetlands restoration

projects in a manner that will ensure the long-term conservation of the coastal wetlands of Louisiana.

(3) **INTEGRATION OF EXISTING PLANS.**—In developing the restoration plan, the Task Force shall seek to integrate the "Louisiana Comprehensive Coastal Wetlands Feasibility Study" conducted by the Secretary of the Army and the "Coastal Wetlands Conservation and Restoration Plan" prepared by the State of Louisiana's Wetlands Conservation and Restoration Task Force.

(4) **ELEMENTS OF THE PLAN.**—The restoration plan developed pursuant to this subsection shall include—

(A) identification of the entire area in the State that contains coastal wetlands;

(B) identification, by map or other means, of coastal areas in Louisiana in need of coastal wetlands restoration projects;

(C) identification of high priority coastal wetlands restoration projects in Louisiana needed to address the areas identified in subparagraph (B) and that would provide for the long-term conservation of restored wetlands and dependent fish and wildlife populations;

(D) a listing of such coastal wetlands restoration projects, in order of priority, to be submitted annually, incorporating any project identified previously in lists produced and submitted under subsection (a) of this section;

(E) a detailed description of each proposed coastal wetlands restoration project, including a justification for including such project on the list;

(F) the proposed activities to be carried out pursuant to each coastal wetlands restoration project;

(G) the benefits to be realized by each such project;

(H) an estimated timetable for completion of each coastal wetlands restoration project;

(I) an estimate of the cost of each coastal wetlands restoration project;

(J) identification of a lead Task Force member to undertake each proposed coastal wetlands restoration project listed in the plan;

(K) consultation with the public and provision for public review during development of the plan; and

(L) evaluation of the effectiveness of each coastal wetlands restoration project in achieving long-term solutions to arresting coastal wetlands loss in Louisiana.

(5) **PLAN MODIFICATION.**—The Task Force may modify the restoration plan from time to time as necessary to carry out the purposes of this section.

(6) **PLAN SUBMISSION.**—Upon completion of the restoration plan, the Secretary shall submit the plan to the Congress. The restoration plan shall become effective ninety days after the date of its submission to the Congress.

(7) **PLAN EVALUATION.**—Not less than three years after the completion and submission of the restoration plan required by this subsection and at least every three years thereafter, the Task Force shall provide a report to the Congress containing a scientific evaluation of the effectiveness of the coastal wetlands restoration projects carried out under the plan in crea-

Reports.

ting, restoring, protecting and enhancing coastal wetlands in Louisiana.

(c) **COASTAL WETLANDS RESTORATION PROJECT BENEFITS.**—Where such a determination is required under applicable law, the net ecological, aesthetic, and cultural benefits, together with the economic benefits, shall be deemed to exceed the costs of any coastal wetlands restoration project within the State which the Task Force finds to contribute significantly to wetlands restoration.

(d) **CONSISTENCY.**—(1) In implementing, maintaining, modifying, or rehabilitating navigation, flood control or irrigation projects, other than emergency actions, under other authorities, the Secretary, in consultation with the Director and the Administrator, shall ensure that such actions are consistent with the purposes of the restoration plan submitted pursuant to this section.

(2) At the request of the Governor of the State of Louisiana, the Secretary of Commerce shall approve the plan as an amendment to the State's coastal zone management program approved under section 306 of the Coastal Zone Management Act of 1972 (16 U.S.C. 1455).

(e) **FUNDING OF WETLANDS RESTORATION PROJECTS.**—The Secretary shall, with the funds made available in accordance with this title, allocate such funds among the members of the Task Force to carry out coastal wetlands restoration projects in accordance with the priorities set forth in the list transmitted in accordance with this section. The Secretary shall not fund a coastal wetlands restoration project unless that project is subject to such terms and conditions as necessary to ensure that wetlands restored, enhanced or managed through that project will be administered for the long-term conservation of such lands and waters and dependent fish and wildlife populations.

(f) **COST-SHARING.**—

(1) **FEDERAL SHARE.**—Amounts made available in accordance with section 306 of this title to carry out coastal wetlands restoration projects under this title shall provide 75 percent of the cost of such projects.

(2) **FEDERAL SHARE UPON CONSERVATION PLAN APPROVAL.**—Notwithstanding the previous paragraph, if the State develops a Coastal Wetlands Conservation Plan pursuant to this title, and such conservation plan is approved pursuant to section 304 of this title, amounts made available in accordance with section 306 of this title for any coastal wetlands restoration project under this section shall be 85 percent of the cost of the project. In the event that the Secretary, the Director, and the Administrator jointly determine that the State is not taking reasonable steps to implement and administer a conservation plan developed and approved pursuant to this title, amounts made available in accordance with section 306 of this title for any coastal wetlands restoration project shall revert to 75 percent of the cost of the project: *Provided, however,* that such reversion to the lower cost share level shall not occur until the Governor has been provided notice of, and opportunity for hearing on, any such determination by the Secretary, the Director, and Administrator, and the State has been given ninety days from such notice or hearing to take corrective action.

(3) **FORM OF STATE SHARE.**—The share of the cost required of the State shall be from a non-Federal source. Such State share shall consist of a cash contribution of not less than 5 percent of

the cost of the project. The balance of such State share may take the form of lands, easements, or right-of-way, or any other form of in-kind contribution determined to be appropriate by the lead Task Force member.

(4) Paragraphs (1), (2), and (3) of this subsection shall not affect the existing cost-sharing agreements for the following projects: Caernarvon Freshwater Diversion, Davis Pond Freshwater Diversion, and Bonnet Carre Freshwater Diversion.

SEC. 304. LOUISIANA COASTAL WETLANDS CONSERVATION PLANNING.

16 USC 3953.

(a) DEVELOPMENT OF CONSERVATION PLAN.—

(1) **AGREEMENT.**—The Secretary, the Director, and the Administrator are directed to enter into an agreement with the Governor, as set forth in paragraph (2) of this subsection, upon notification of the Governor's willingness to enter into such agreement.

(2) TERMS OF AGREEMENT.—

(A) Upon receiving notification pursuant to paragraph (1) of this subsection, the Secretary, the Director, and the Administrator shall promptly enter into an agreement (hereafter in this section referred to as the "agreement") with the State under the terms set forth in subparagraph (B) of this paragraph.

(B) The agreement shall—

(i) set forth a process by which the State agrees to develop, in accordance with this section, a coastal wetlands conservation plan (hereafter in this section referred to as the "conservation plan");

(ii) designate a single agency of the State to develop the conservation plan;

(iii) assure an opportunity for participation in the development of the conservation plan, during the planning period, by the public and by Federal and State agencies;

(iv) obligate the State, not later than three years after the date of signing the agreement, unless extended by the parties thereto, to submit the conservation plan to the Secretary, the Director, and the Administrator for their approval; and

(v) upon approval of the conservation plan, obligate the State to implement the conservation plan.

(3) GRANTS AND ASSISTANCE.—Upon the date of signing the agreement—

(A) the Administrator shall, in consultation with the Director, with the funds made available in accordance with section 306 of this title, make grants during the development of the conservation plan to assist the designated State agency in developing such plan. Such grants shall not exceed 75 percent of the cost of developing the plan; and

(B) the Secretary, the Director, and the Administrator shall provide technical assistance to the State to assist it in the development of the plan.

(b) CONSERVATION PLAN GOAL.—If a conservation plan is developed pursuant to this section, it shall have a goal of achieving no net loss of wetlands in the coastal areas of Louisiana as a result of development activities initiated subsequent to approval of the plan,

exclusive of any wetlands gains achieved through implementation of the preceding section of this title.

(c) **ELEMENTS OF CONSERVATION PLAN.**—The conservation plan authorized by this section shall include—

(1) identification of the entire coastal area in the State that contains coastal wetlands;

(2) designation of a single State agency with the responsibility for implementing and enforcing the plan;

(3) identification of measures that the State shall take in addition to existing Federal authority to achieve a goal of no net loss of wetlands as a result of development activities, exclusive of any wetlands gains achieved through implementation of the preceding section of this title;

(4) a system that the State shall implement to account for gains and losses of coastal wetlands within coastal areas for purposes of evaluating the degree to which the goal of no net loss of wetlands as a result of development activities in such wetlands or other waters has been attained;

(5) satisfactory assurances that the State will have adequate personnel, funding, and authority to implement the plan;

(6) a program to be carried out by the State for the purpose of educating the public concerning the necessity to conserve wetlands;

(7) a program to encourage the use of technology by persons engaged in development activities that will result in negligible impact on wetlands; and

(8) a program for the review, evaluation, and identification of regulatory and nonregulatory options that will be adopted by the State to encourage and assist private owners of wetlands to continue to maintain those lands as wetlands.

(d) **APPROVAL OF CONSERVATION PLAN.**—

(1) **IN GENERAL.**—If the Governor submits a conservation plan to the Secretary, the Director, and the Administrator for their approval, the Secretary, the Director, and the Administrator shall, within one hundred and eighty days following receipt of such plan, approve or disapprove it.

(2) **APPROVAL CRITERIA.**—The Secretary, the Director, and the Administrator shall approve a conservation plan submitted by the Governor, if they determine that—

(A) the State has adequate authority to fully implement all provisions of such a plan;

(B) such a plan is adequate to attain the goal of no net loss of coastal wetlands as a result of development activities and complies with the other requirements of this section; and

(C) the plan was developed in accordance with terms of the agreement set forth in subsection (a) of this section.

(e) **MODIFICATION OF CONSERVATION PLAN.**—

(1) **NONCOMPLIANCE.**—If the Secretary, the Director, and the Administrator determine that a conservation plan submitted by the Governor does not comply with the requirements of subsection (d) of this section, they shall submit to the Governor a statement explaining why the plan is not in compliance and how the plan should be changed to be in compliance.

(2) **RECONSIDERATION.**—If the Governor submits a modified conservation plan to the Secretary, the Director, and the Administrator for their reconsideration, the Secretary, the

Director, and Administrator shall have ninety days to determine whether the modifications are sufficient to bring the plan into compliance with requirements of subsection (d) of this section.

(3) **APPROVAL OF MODIFIED PLAN.**—If the Secretary, the Director, and the Administrator fail to approve or disapprove the conservation plan, as modified, within the ninety-day period following the date on which it was submitted to them by the Governor, such plan, as modified, shall be deemed to be approved effective upon the expiration of such ninety-day period.

(f) **AMENDMENTS TO CONSERVATION PLAN.**—If the Governor amends the conservation plan approved under this section, any such amended plan shall be considered a new plan and shall be subject to the requirements of this section; except that minor changes to such plan shall not be subject to the requirements of this section.

(g) **IMPLEMENTATION OF CONSERVATION PLAN.**—A conservation plan approved under this section shall be implemented as provided therein.

(h) **FEDERAL OVERSIGHT.**—

(1) **INITIAL REPORT TO CONGRESS.**—Within one hundred and eighty days after entering into the agreement required under subsection (a) of this section, the Secretary, the Director, and the Administrator shall report to the Congress as to the status of a conservation plan approved under this section and the progress of the State in carrying out such a plan, including and accounting, as required under subsection (c) of this section, of the gains and losses of coastal wetlands as a result of development activities.

(2) **REPORT TO CONGRESS.**—Twenty-four months after the initial one hundred and eighty day period set forth in paragraph (1), and at the end of each twenty-four-month period thereafter, the Secretary, the Director, and the Administrator shall, report to the Congress on the status of the conservation plan and provide an evaluation of the effectiveness of the plan in meeting the goal of this section.

SEC. 305 NATIONAL COASTAL WETLANDS CONSERVATION GRANTS.

16 USC 3954.

(a) **MATCHING GRANTS.**—The Director shall, with the funds made available in accordance with the next following section of this title, make matching grants to any coastal State to carry out coastal wetlands conservation projects from funds made available for that purpose.

(b) **PRIORITY.**—Subject to the cost-sharing requirements of this section, the Director may grant or otherwise provide any matching moneys to any coastal State which submits a proposal substantial in character and design to carry out a coastal wetlands conservation project. In awarding such matching grants, the Director shall give priority to coastal wetlands conservation projects that are—

(1) consistent with the National Wetlands Priority Conservation Plan developed under section 301 of the Emergency Wetlands Resources Act (16 U.S.C. 3921); and

(2) in coastal States that have established dedicated funding for programs to acquire coastal wetlands, natural areas and open spaces. In addition, priority consideration shall be given to coastal wetlands conservation projects in maritime forests on coastal barrier islands.

(c) **CONDITIONS.**—The Director may only grant or otherwise provide matching moneys to a coastal State for purposes of carrying out a coastal wetlands conservation project if the grant or provision is subject to terms and conditions that will ensure that any real property interest acquired in whole or in part, or enhanced, managed, or restored with such moneys will be administered for the long-term conservation of such lands and waters and the fish and wildlife dependent thereon.

(d) **COST-SHARING.**—

(1) **FEDERAL SHARE.**—Grants to coastal States of matching moneys by the Director for any fiscal year to carry out coastal wetlands conservation projects shall be used for the payment of not to exceed 50 percent of the total costs of such projects: except that such matching moneys may be used for payment of not to exceed 75 percent of the costs of such projects if a coastal State has established a trust fund, from which the principal is not spent, for the purpose of acquiring coastal wetlands, other natural area or open spaces.

(2) **FORM OF STATE SHARE.**—The matching moneys required of a coastal State to carry out a coastal wetlands conservation project shall be derived from a non-Federal source.

(3) **IN-KIND CONTRIBUTIONS.**—In addition to cash outlays and payments, in-kind contributions of property or personnel services by non-Federal interests for activities under this section may be used for the non-Federal share of the cost of those activities.

(e) **PARTIAL PAYMENTS.**—

(1) The Director may from time to time make matching payments to carry out coastal wetlands conservation projects as such projects progress, but such payments, including previous payments, if any, shall not be more than the Federal pro rata share of any such project in conformity with subsection (d) of this section.

(2) The Director may enter into agreements to make matching payments on an initial portion of a coastal wetlands conservation project and to agree to make payments on the remaining Federal share of the costs of such project from subsequent moneys if and when they become available. The liability of the United States under such an agreement is contingent upon the continued availability of funds for the purpose of this section.

Texas.

(f) **WETLANDS ASSESSMENT.**—The Director shall, with the funds made available in accordance with the next following section of this title, direct the U.S. Fish and Wildlife Service's National Wetland Inventory to update and digitize wetlands maps in the State of Texas and to conduct an assessment of the status, condition, and trends of wetlands in that State.

16 USC 3955.

SEC. 304. DISTRIBUTION OF APPROPRIATIONS.

(a) **PRIORITY PROJECT AND CONSERVATION PLANNING EXPENDITURES.**—Of the total amount appropriated during a given fiscal year to carry out this title, 70 percent, not to exceed \$70,000,000, shall be available, and shall remain available until expended, for the purposes of making expenditures—

(1) not to exceed the aggregate amount of \$5,000,000 annually to assist the Task Force in the preparation of the list required under this title and the plan required under this title, including preparation of—

- (A) preliminary assessments;
- (B) general or site-specific inventories;
- (C) reconnaissance, engineering or other studies;
- (D) preliminary design work; and
- (E) such other studies as may be necessary to identify and evaluate the feasibility of coastal wetland restoration projects;

(2) to carry out coastal wetlands restoration projects in accordance with the priorities set forth on the list prepared under this title;

(3) to carry out wetlands restoration projects in accordance with the priorities set forth in the restoration plan prepared under this title;

(4) to make grants not to exceed \$2,500,000 annually or \$10,000,000 in total, to assist the agency designated by the State in development of the Coastal Wetlands Conservation Plan pursuant to this title.

(b) **COASTAL WETLANDS CONSERVATION GRANTS.**—Of the total amount appropriated during a given fiscal year to carry out this title, 15 percent, not to exceed \$15,000,000 shall be available, and shall remain available to the Director, for purposes of making grants—

(1) to any coastal State, except States eligible to receive funding under section 306(a), to carry out coastal wetlands conservation projects in accordance with section 305 of this title; and

(2) in the amount of \$2,500,000 in total for an assessment of the status, condition, and trends of wetlands in the State of Texas.

(c) **NORTH AMERICAN WETLANDS CONSERVATION.**—Of the total amount appropriated during a given fiscal year to carry out this title, 15 percent, not to exceed \$15,000,000, shall be available to, and shall remain available until expended by, the Secretary of the Interior for allocation to carry out wetlands conservation projects in any coastal State under section 8 of the North American Wetlands Conservation Act (Public Law 101-233, 103 Stat. 1968, December 13, 1989).

SEC. 307. GENERAL PROVISIONS.

16 USC 3956.

(a) **ADDITIONAL AUTHORITY FOR THE CORPS OF ENGINEERS.**—The Secretary is authorized to carry out projects for the protection, restoration, or enhancement of aquatic and associated ecosystems, including projects for the protection, restoration, or creation of wetlands and coastal ecosystems. In carrying out such projects, the Secretary shall give such projects equal consideration with projects relating to irrigation, navigation, or flood control.

Irrigation.
Navigation.
Flood control.

(b) **STUDY.**—The Secretary is hereby authorized and directed to study the feasibility of modifying the operation of existing navigation and flood control projects to allow for an increase in the share of the Mississippi River flows and sediment sent down the Atchafalaya River for purposes of land building and wetlands nourishment.

SEC. 308. CONFORMING AMENDMENT.

16 U.S.C. 777c is amended by adding the following after the first sentence: "The Secretary shall distribute 18 per centum of each annual appropriation made in accordance with the provisions of

section 777b of this title as provided in the Coastal Wetlands Planning, Protection and Restoration Act: *Provided*, That, notwithstanding the provisions of section 777b, such sums shall remain available to carry out such Act through fiscal year 1999."

Great Lakes
Oil Pollution
Research and
Development
Act.

33 USC 2701
note.

"TITLE IV—GREAT LAKES OIL POLLUTION RESEARCH AND DEVELOPMENT

"SEC. 4001. SHORT TITLE.

"This title may be cited as the "Great Lakes Oil Pollution Research and Development Act".

"SEC. 4002. GREAT LAKES OIL POLLUTION RESEARCH AND DEVELOPMENT.

"Section 7001 of the Oil Pollution Act of 1990 (Public Law 101-380) is amended as follows:

"(1) GREAT LAKES DEMONSTRATION PROJECT.—In subsection (c)(6), strike "3" and insert "4", strike "and" after "California," and insert "and (D) ports on the Great Lakes," after "Louisiana."

"(2) FUNDING.—In subsection (f) strike "21,250,000" and insert "22,000,000" and in subsection (f)(2) strike "2,250,000" and insert "3,000,000".

Approved November 29, 1990.

Ante, p. 559.

LEGISLATIVE HISTORY—H.R. 5390 (S. 2244):

SENATE REPORTS: No. 101-523 accompanying S. 2244 (Comm. on Environment and Public Works).

CONGRESSIONAL RECORD, Vol. 136 (1990):

Oct. 1, considered and passed House.

Oct. 26, considered and passed Senate, amended, in lieu of S. 2244.

Oct. 27, House concurred in Senate amendment.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 26 (1990):

Nov. 29, Presidential statement.