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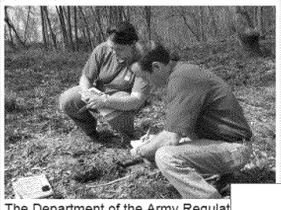
Latest News

- **31 October 2016** - The U.S. Army Corps of Engineers announced today the issuance of a new Regulatory Guidance Letter (RGL) 16-01 regarding "Jurisdictional Determinations." The RGL explains the differences between approved and preliminary jurisdictional determinations (JDs) and provides guidance to the field and the regulated public on when it may be appropriate to issue an AJD as opposed to a PJD, or when it may be appropriate to not prepare any JD whatsoever. The Corps reaffirms its commitment to continue its practice of providing JDs when requested to do so, consistent with the guidance in the RGL. The RGL is available here and a set of Questions and Answers and other supporting information can be found here.
- **1 June 2016 --** The U.S. Army Corps of Engineers (USACE) announced today it is seeking comments on its proposal to renew and revise 50 nationwide permits for work in wetlands and other waters that are regulated by Section 404 of the Clean Water Act and/or Section 10 of the Rivers and Harbors Act of 1899. The proposed set of revised nationwide permits was

Regulatory (Permits)



The Department of the Army Regulat
Program is one of the oldest in the F
Government. Initially it served a fairly
simple, straightforward purpose: to p
and maintain the navigable capacity
nation's waters. Time, changing publi
needs, evolving policy, case law, and
statutory mandates have changed th
complexion of the program, adding to
breadth, complexity, and authority.

The Regulatory Program is committe

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Jurisdictional Information

9 October 2015 - the Sixth Circuit issued an order staying the new Clean Water Rule nationwide, pending a determination by the court on jurisdiction to review the rule. Thus, the Clean Water Rule is stayed, and the prior 1986 regulations are in effect nationwide. USACE and EPA are evaluating the order and its implications for the litigation that is currently pending in district courts. In the meantime, USACE is not implementing the Clean Water Rule, and is using the 1986 regulations and applicable guidance (those in effect prior to August 28, 2015) in making jurisdictional determinations or taking other actions based on the definition of "waters of the United States.

- Timeline/Milestones
- Data Summaries *(coming soon)*
- Approved JDs

Rule -- 1986 Regulations, 2003 SWANCC and 2008 Rapanos Guidance Documents

Collapse All Expand All

- Rapanos/Carabell
- SWANCC - Solid Waste Agency of Northern Cook County v. USACE (2001)

Current RGL on Jurisdictional Determinations

Collapse All Expand All

- RGL 16-01 - Jurisdictional Determinations

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Collapse All Expand All

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Other Jurisdictional Information

- Overview
- Pictorial Representations of Jurisdiction
- Ordinary High Water Research, Development, and Training
- Recognizing Wetlands
- Regional Supplements to Corps Delineation Manual

Portals/2/docs/civilworks/regulatory/juris_imagesv2.pdf

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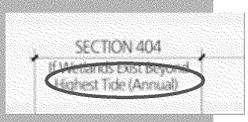

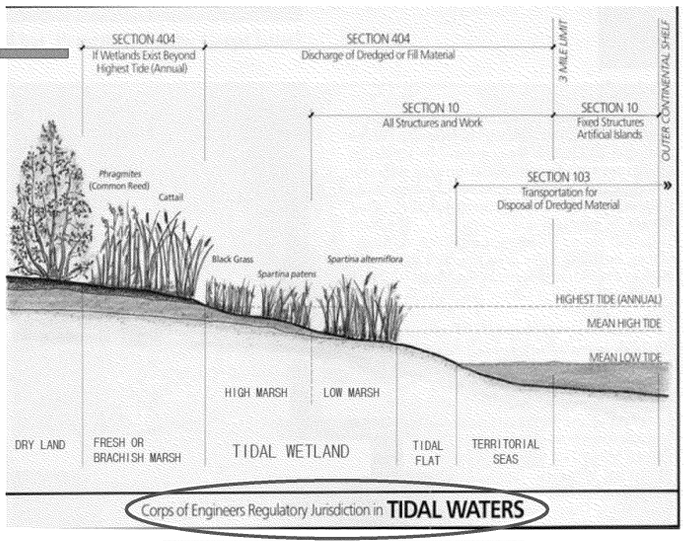

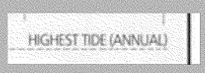

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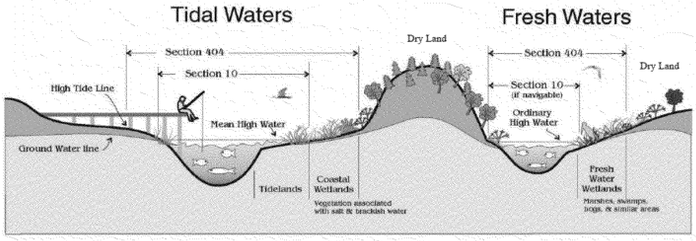

	Section 103 Ocean Discharge of Dredged Material	Section 404 Disposal of Dredged or Fill Material (all waters of the U.S.)	Section 10 All Structures and Work (navigable waters)
Typical examples of regulated activities	Ocean discharges of dredged material	All filling activities, utility lines, outfall structures, road crossings, beach nourishment, riprap, jetties, some excavation activities, etc.	Dredging, marinas, piers, wharves, floats, intake / outfake pipes, pilings, bulkheads, ramps, fills, overhead transmission lines, etc.

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