

FOIA MARKER

**This is not a textual record. This is used as an
administrative marker by the William J. Clinton
Presidential Library Staff.**

Collection/Record Group: Clinton Presidential Records
Subgroup/Office of Origin: Americorps
Series/Staff Member: General Files
Subseries:

OA/ID Number: 24234
FolderID:

Folder Title:
1st Year AmeriCorps Objectives III [3]

Stack:	Row:	Section:	Shelf:	Position:
S	66	1	2	2

FINANCIAL MANAGEMENT DIVISION

National Headquarters

FAX: (202) 720-0372

Page 1 of 2 Date 3/14/94

To: Don DeMunbrun

From: Paula Jones (DeMunbrun)

PHOTOCOPY
PRESERVATION

Telephone #: _____

Message: _____



U.S. Dept. of Agriculture
Soil Conservation Service
P.O. Box 2890
Washington, D.C.

20013

Sec.

- (b) Contracts with landowners in Great Plains area; purpose; timeliness; land use plans; costs; termination; wheat acreage; authorization of appropriations.
- (c) 1951 agricultural conservation program.
- (d) 1952 agricultural conservation program.
- (e) Changes in cropping systems and land uses; agreements with retired resident landowners; land use; safeguards; modification of prior agreements; regulations; transfer of funds; authorization of appropriations.
- (f) Use of Commodity Credit Corporation in producer disbursements.
- (g) 1953 agricultural conservation program.
- (h) 1954 and 1955 feed grain crops; acreage diversion program; maximum reserves; authorization of appropriations; regulations; payments in kind; termination or modification of prior agreements.
- (i) 1956 to 1970 feed grain crops; acreage diversion program; maximum reserves; authorization of appropriations; regulations; payments in kind; termination or modification of prior agreements.

590p-1. Limitation on wetlands drainage assistance to aid wildlife preservation; termination of limitation; redetermination of need for assistance upon change of ownership of lands.

590q. Coverage; "State" defined; short title.

590q-1. Sale and distribution of supplies, materials, and equipment to other Government agencies; reimbursement.

590q-2. Voluntary relinquishment of allotments.

590q-3. Critical lands resource conservation program in Great Plains area.

- (a) Authorization for program.
- (b) Terms of agreements with owners or operators.
- (c) Annual adjustment payments.
- (d) Termination of agreements.
- (e) Preservation of cropland, crop acreage, and allotment history.
- (f) Utilization of Federal and non Federal offices.
- (g) Program payments.
- (h) Tenants and sharecroppers.
- (i) Rules and regulations.
- (j) Authorization of appropriations; utilization of Commodity Credit Corporation.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 7 sections 624, 1282, 1364, 1385, 1388, 1390, 1392; title 28 section 126.

§ 590a. Prevention of soil erosion; surveys and investigations; preventive measures; cooperation with agencies and persons; acquisition of land.

It is recognized that the wastage of soil and moisture resources on farm, grazing, and forest lands of the Nation, resulting from soil erosion, is a menace to the national welfare and that it is declared to be the policy of Congress to provide permanently for the control and prevention of soil erosion and thereby to preserve natural resources, control floods, prevent impairment of reservoirs, and maintain the navigability

of rivers and harbors, protect public health, public lands and relieve unemployment, and the Secretary of Agriculture, from now on, shall coordinate and direct all activities with relation to soil erosion and in order to effectuate this policy is authorized, from time to time—

(1) To conduct surveys, investigations, and research relating to the character of soil erosion and the preventive measures needed, to publish the results of any such surveys, investigations, or research, to disseminate information concerning such methods, and to conduct demonstration projects in areas subject to erosion by wind or water.

(2) To carry out preventive measures, including, but not limited to, engineering operations, methods of cultivation, the growing of vegetation, and changes in use of land.

(3) To cooperate or enter into agreements with, or to furnish financial or other aid to, any agency, governmental or otherwise, or any person, subject to such conditions as he may deem necessary, for the purposes of this chapter, and

(4) To acquire lands, or rights or interests therein by purchase, gift, condemnation, or otherwise, whenever necessary for the purposes of this chapter.

(Apr. 27, 1935, ch. 85 § 1, 49 Stat. 163.)

SHORT TITLE

See section 590q of this title.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(f), 203(a), 44 F.R. 33653, 33656, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions of Soil Conservation Service in Department of Agriculture with respect to soil and moisture conservation operations conducted on lands under jurisdiction of Department of Interior, to be administered under direction and supervision of Secretary of Interior through such agency or agencies in Department of Interior as Secretary shall designate, by Reorg. Plan No. IV of 1940, § 6, eff. June 30, 1940, 5 F.R. 2421, 54 Stat. 1234, set out in the Appendix to Title 5, Government Organization and Employees.

Soil Conservation Service consolidated with other agencies into Agricultural Conservation and Adjustment Administration for duration of World War II, see Ex. Ord. No. 9069, Feb. 23, 1942.

POLICY

Declaration of policy to continue the Soil Conservation and Domestic Allotment Act, see section 1282 of Title 7, Agriculture.

CROSS REFERENCES

Finality of payments and loans under this chapter, see section 1385 of Title 7, Agriculture.

PHOTOCOPY
PRESERVATION

PHOTOCOPY PRESERVATION

§ 590b

TITLE 16—CONSERVATION

Page 786

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 590b of this title: title 26 section 126

§ 590b. Lands on which preventive measures may be taken

The acts authorized in section 590a(1) and (2) of this title may be performed—

(a) On lands owned or controlled by the United States or any of its agencies, with the cooperation of the agency having jurisdiction thereof; and

(b) On any other lands, upon obtaining proper consent or the necessary rights or interests in such lands.

(Apr. 27, 1935, ch. 85, § 2, 49 Stat. 163.)

§ 590c. Conditions under which benefits of law extended to nongovernment controlled lands

As a condition to the extending of any benefits under this chapter to any lands not owned or controlled by the United States or any of its agencies, the Secretary of Agriculture may, insofar as he may deem necessary for the purposes of this chapter, require—

(1) The enactment and reasonable safeguards for the enforcement of State and local laws imposing suitable permanent restrictions on the use of such lands and otherwise providing for the prevention of soil erosion;

(2) Agreements or covenants as to the permanent use of such lands; and

(3) Contributions in money, services, materials, or otherwise, to any operations conferring such benefits.

(Apr. 27, 1935, ch. 85, § 3, 49 Stat. 163.)

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(f), 203(a), 44 F.R. 33663, 33668, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

§ 590d. Cooperation of governmental agencies; officers and employees, appointment and compensation; expenditures for personal services and supplies

For the purposes of this chapter, the Secretary of Agriculture may—

(1) Secure the cooperation of any governmental agency;

(2) Subject to the provisions of the civil-service laws and chapter 51 and subchapter III of chapter 53 of title 5, appoint and fix compensation of such officers and employees as he may deem necessary, except for a period not to exceed eight months from April 27, 1935, the

Secretary of Agriculture may make appointments and may continue employees of the organization heretofore established for the purpose of administering those provisions of the National Industrial Recovery Act which relate to the prevention of soil erosion, without regard to the civil-service laws or regulations and the Classification Act, as amended; and any persons with technical or practical knowledge may be employed and compensated under this chapter on a basis to be determined by the Director of the Office of Personnel Management; and

(3) Make expenditures for personal services and rent in the District of Columbia and elsewhere for the purchase of law books and books of reference, for printing and binding, for the purchase, operation, and maintenance of passenger-carrying vehicles, and perform such acts, and prescribe such regulations, as he may deem proper to carry out the provisions of this chapter.

(Apr. 27, 1935, ch. 85, § 4, 49 Stat. 164; Oct. 28, 1949, ch. 782, title XI, § 1106(a), 63 Stat. 972; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3784.)

REFERENCES IN TEXT

The civil-service laws, referred to in par. (2), are set forth in Title 5, Government Organization and Employees. See, particularly, section 3301 et seq. of Title 5.

The National Industrial Recovery Act, referred to in par. (2), is act June 16, 1933, ch. 90, 48 Stat. 195, as amended, which was classified to sections 401 to 414 of Title 46, Public Buildings, Property, and Works, terminated June 30, 1943, by the provisions of act June 27, 1942, ch. 450, § 1, 56 Stat. 410. For complete classification of this Act to the Code, see Tables.

The Classification Act, as amended, referred to in par. (2), is the Classification Act of 1923 (approved Mar. 4, 1923, ch. 285, 42 Stat. 1488), as amended, which was repealed by section 1202 of the Classification Act of 1949 (approved Oct. 28, 1949, ch. 782, 63 Stat. 972).

CODIFICATION

In par. (2), "chapter 51 and subchapter III of chapter 53 of title 5" was substituted for "the Classification Act of 1949, as amended" on authority of Pub. L. 89-554, § 7(b), Sept. 6, 1966, 80 Stat. 831, the first section of which enacted Title 5, Government Organization and Employees.

AMENDMENTS

1949—Par. (2), Act Oct. 28, 1949, substituted "Classification Act of 1949" for "Classification Act of 1923".

REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, § 8, 80 Stat. 832, 855.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Interior related to compliance with system activities requiring coordination and approval under this chapter and such functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until

PHOTOCOPY PRESERVATION

Page 787

TITLE 16—CONSERVATION

590e-1

the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, § 102(e), (f), 203(a), 44 P.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

"Director of the Office of Personnel Management" was substituted for "Civil Service Commission" and "Commission" in par. (2), pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 P.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in the United States Civil Service Commission to the Director of the Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 P.R. 1055, set out under section 1101 of Title 5.

Transfer of functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

§ 590e. Soil Conservation Service; establishment; utilization and transfer of existing governmental agencies

The Secretary of Agriculture shall establish an agency to be known as the "Soil Conservation Service", to exercise the powers conferred on him by this chapter and may utilize the organization heretofore established for the purpose of administering those provisions of sections 202 and 203 of the National Industrial Recovery Act which relate to the prevention of soil erosion, together with such personnel thereof as the Secretary of Agriculture may determine, and all unexpended balances of funds heretofore allotted to said organization shall be available until June 30, 1937, and the Secretary of Agriculture shall assume all obligations incurred by said organization prior to transfer to the Department of Agriculture. In order that there may be proper coordination of erosion-control activities the Secretary of Agriculture may transfer to the agency created under this chapter such functions, funds, personnel, and property of other agencies in the Department of Agriculture as he may from time to time determine.

(Apr. 27, 1935, ch. 85, § 5, 49 Stat. 164.)

REFERENCES IN TEXT

Sections 202 and 203 of the National Industrial Recovery Act, referred to in text, which were classified to sections 402 and 403 of Title 40, Public Buildings, Property, and Works, terminated June 30, 1943, by the provisions of act June 27, 1942, ch. 460, § 1, 56 Stat. 410.

CODIFICATION

A provision of this section, which made funds provided in Joint Res. 117, Apr. 8, 1935, ch. 48, 49 Stat. 115, available for expenditure under this chapter was omitted as executed.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska

Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, § 102(f), 203(a), 44 P.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

Soil Conservation Service consolidated with other agencies into Agricultural Conservation and Adjustment Administration for duration of World War II, see Ex. Ord. No. 9069, Feb. 23, 1942.

COMPENSATION OF ADMINISTRATOR OF SOIL CONSERVATION SERVICE

Compensation of Administrator, see section 5316 of Title 5, Government Organization and Employees.

§ 590e-1. Limitations on cost of construction, purchase, or improvement of buildings for Soil Conservation Service

The cost of any permanent building, purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same to any such building and with the exception of buildings acquired in conjunction with land being purchased for other purposes, shall not exceed \$10,000, except for one building to be constructed at a cost not to exceed \$100,000 and eight buildings to be constructed or improved at a cost not to exceed \$50,000 per building and except that alterations or improvements to other existing permanent buildings costing \$5,000 or more may be made in any fiscal year in an amount not to exceed \$2,000 per building.

(Oct. 1, 1938, Pub. L. 100-460, title II, § 201, 102 Stat. 2249.)

CODIFICATION

Section was enacted as part of the appropriation act cited as the credit to this section, and not as part of the Soil Conservation and Domestic Allotment Act which comprises this chapter.

SIMILAR PROVISIONS

Similar provisions were carried in the following prior appropriation acts:

Dec. 22, 1937, Pub. L. 100-202, § 101(k) (title II, § 201), 101 Stat. 1329-322, 1329-343.

Oct. 18, 1938, Pub. L. 99-800, § 101(a) (title II, § 201), 100 Stat. 1783, 1783-18, and Oct. 30, 1938, Pub. L. 99-591, § 101(a) (title II, § 201), 100 Stat. 3341, 3341-15.

Dec. 19, 1935, Pub. L. 99-190, § 101(a) (H.R. 3037, title II, § 201), 99 Stat. 1155.

Oct. 12, 1934, Pub. L. 98-473, title I, § 101(a) (H.R. 5743, title II, § 201), 98 Stat. 1837.

Nov. 14, 1933, Pub. L. 98-151, § 101(d) (H.R. 3223, title II, § 201), 97 Stat. 972.

Dec. 18, 1932, Pub. L. 97-370, title II, § 201, 96 Stat. 1802.

Dec. 23, 1931, Pub. L. 97-103, title II, § 201, 96 Stat. 1480.

Dec. 15, 1930, Pub. L. 96-528, title II, § 201, 94 Stat. 3108.

Nov. 9, 1929, Pub. L. 96-108, title II, § 201, 93 Stat. 833.

Oct. 11, 1928, Pub. L. 95-443, title II, § 201, 92 Stat. 1085.

Aug. 12, 1927, Pub. L. 95-97, title II, § 201, 91 Stat. 321.

July 12, 1926, Pub. L. 94-351, title II, § 201, 90 Stat. 862.

Oct. 21, 1925, Pub. L. 94-122, title II, § 201, 89 Stat. 658.

PHOTOCOPY PRESERVATION

§ 590e-2

TITLE 16—CONSERVATION

Page 788

Dec. 31, 1974, Pub. L. 93-563, title III, § 301, 88 Stat. 1837.
 Oct. 24, 1973, Pub. L. 93-135, title III, § 301, 87 Stat. 484.
 Aug. 22, 1972, Pub. L. 92-399, title III, § 301, 86 Stat. 606.
 Aug. 10, 1971, Pub. L. 92-73, title III, § 301, 85 Stat. 195.
 Dec. 22, 1970, Pub. L. 91-566, title I, § 101, 84 Stat. 1484.
 Nov. 26, 1969, Pub. L. 91-127, title I, § 101, 83 Stat. 248.
 Aug. 8, 1968, Pub. L. 90-463, title I, § 101, 82 Stat. 642.
 Oct. 24, 1967, Pub. L. 90-113, title I, § 101, 81 Stat. 323.
 Sept. 7, 1966, Pub. L. 89-556, title I, § 101, 80 Stat. 692.
 Nov. 2, 1965, Pub. L. 89-316, title I, § 101, 79 Stat. 1168.
 Sept. 2, 1964, Pub. L. 88-573, title I, § 101, 78 Stat. 865.
 Dec. 30, 1963, Pub. L. 88-250, title I, § 101, 77 Stat. 823.
 Oct. 24, 1962, Pub. L. 87-879, title I, § 101, 76 Stat. 1206.
 July 26, 1961, Pub. L. 87-112, title I, § 101, 75 Stat. 229.
 June 29, 1960, Pub. L. 86-532, title I, § 101, 74 Stat. 235.
 July 6, 1959, Pub. L. 86-80, title I, § 101, 73 Stat. 170.
 June 13, 1958, Pub. L. 85-459, title I, § 101, 72 Stat. 191.
 Aug. 2, 1957, Pub. L. 85-118, title I, § 101, 71 Stat. 335.
 June 4, 1956, ch. 355, title I, § 101, 70 Stat. 232.
 May 23, 1955, ch. 43, title I, § 101, 69 Stat. 54.
 June 29, 1954, ch. 409, title I, § 101, 68 Stat. 310.
 July 28, 1953, ch. 251, title I, § 101, 67 Stat. 215.
 July 5, 1952, ch. 574, title I, § 101, 66 Stat. 345.
 Aug. 31, 1951, ch. 374, title I, § 101, 65 Stat. 236.
 Sept. 6, 1950, ch. 896, Ch. VI, title I, § 101, 64 Stat. 668.
 June 29, 1949, ch. 280, title I, § 101, 63 Stat. 340.
 June 19, 1948, ch. 543, § 1, 62 Stat. 524.
 July 30, 1947, ch. 356, title I, § 1, 61 Stat. 523.
 June 22, 1946, ch. 446, § 1, 60 Stat. 287.
 May 5, 1945, ch. 169, § 1, 59 Stat. 156.
 June 28, 1944, ch. 296, § 1, 58 Stat. 451.
 July 12, 1943, ch. 218, § 1, 57 Stat. 411.
 July 22, 1942, ch. 516, § 1, 56 Stat. 679.
 July 1, 1941, ch. 267, § 1, 55 Stat. 421.
 June 25, 1940, ch. 421, § 1, 54 Stat. 549.
 June 30, 1939, ch. 253, § 1, 53 Stat. 954.
 June 16, 1938, ch. 484, § 1, 52 Stat. 726.
 June 29, 1937, ch. 404, § 1, 50 Stat. 410.
 June 4, 1936, ch. 489, title I, 49 Stat. 1436.

§ 590e-2. Employment of local engineers

Qualified local engineers may be temporarily employed at per diem rates to perform the technical planning work of the service.

(Oct. 1, 1988, Pub. L. 100-460, title II, § 201, 102 Stat. 2249.)

CODIFICATION

Section was enacted as part of the appropriation act cited as the credit to this section, and not as part of the Soil Conservation and Domestic Allotment Act which comprises this chapter.

SIMILAR PROVISIONS

Similar provisions were carried in the following prior appropriation acts:

Dec. 22, 1987, Pub. L. 100-202, § 101(k) [title II, § 201], 101 Stat. 1329-322, 1329-343.
 Oct. 18, 1986, Pub. L. 99-500, § 101(a) [title II, § 201], 100 Stat. 1783, 1783-18, and Oct. 30, 1986, Pub. L. 99-591, § 101(a) [title II, § 201], 100 Stat. 3341, 3341-18.

Dec. 19, 1985, Pub. L. 99-190, § 101(a) [H.R. 3037, title II, § 201], 99 Stat. 1185.

Oct. 12, 1984, Pub. L. 98-473, title I, § 101(a) [H.R. 8743, title II, § 201], 98 Stat. 1837.

Nov. 14, 1983, Pub. L. 98-161, § 101(d) [H.R. 3223, title II, § 201], 97 Stat. 972.

Dec. 18, 1982, Pub. L. 97-370, title II, § 201, 96 Stat. 1802.

Dec. 23, 1981, Pub. L. 97-103, title II, § 201, 95 Stat. 1461.

Dec. 18, 1980, Pub. L. 96-528, title II, § 201, 94 Stat. 3109.

Nov. 9, 1979, Pub. L. 96-108, title II, § 201, 93 Stat. 833.

Oct. 11, 1978, Pub. L. 95-448, title II, § 201, 92 Stat. 1088.

Aug. 12, 1977, Pub. L. 95-87, title II, § 201, 91 Stat. 822.

July 12, 1976, Pub. L. 94-351, title II, § 201, 90 Stat. 862.

Oct. 21, 1975, Pub. L. 94-122, title II, § 201, 89 Stat. 656.

Dec. 31, 1974, Pub. L. 93-563, title III, § 301, 88 Stat. 1837.

Oct. 24, 1973, Pub. L. 93-135, title III, § 301, 87 Stat. 485.

Aug. 22, 1972, Pub. L. 92-399, title III, § 301, 86 Stat. 606.

Aug. 10, 1971, Pub. L. 92-73, title III, § 301, 85 Stat. 195.

Dec. 22, 1970, Pub. L. 91-566, title I, § 101, 84 Stat. 1484.

Nov. 26, 1969, Pub. L. 91-127, title I, § 101, 83 Stat. 248.

Aug. 8, 1968, Pub. L. 90-463, title I, § 101, 82 Stat. 642.

Oct. 24, 1967, Pub. L. 90-113, title I, § 101, 81 Stat. 323.

Sept. 7, 1966, Pub. L. 89-556, title I, § 101, 80 Stat. 692.

Nov. 2, 1965, Pub. L. 89-316, title I, § 101, 79 Stat. 1168.

Sept. 2, 1964, Pub. L. 88-573, title I, § 101, 78 Stat. 865.

Dec. 30, 1963, Pub. L. 88-250, title I, § 101, 77 Stat. 823.

Oct. 24, 1962, Pub. L. 87-879, title I, § 101, 76 Stat. 1206.

July 26, 1961, Pub. L. 87-112, title I, § 101, 75 Stat. 229.

June 29, 1960, Pub. L. 86-532, title I, § 101, 74 Stat. 235.

July 6, 1959, Pub. L. 86-80, title I, § 101, 73 Stat. 170.

June 13, 1958, Pub. L. 85-459, title I, § 101, 72 Stat. 191.

Aug. 2, 1957, Pub. L. 85-118, title I, § 101, 71 Stat. 335.

June 4, 1956, ch. 355, title I, § 101, 70 Stat. 232.

May 23, 1955, ch. 43, title I, § 101, 69 Stat. 54.

June 29, 1954, ch. 409, title I, § 101, 68 Stat. 310.

July 28, 1953, ch. 251, title I, § 101, 67 Stat. 215.

July 5, 1952, ch. 574, title I, § 101, 66 Stat. 345.

§ 590f. Authorization of appropriation

There are authorized to be appropriated for the purposes of this chapter such sums as Congress may from time to time determine to be necessary.

Appropriations for carrying out this chapter allocated for the production or procurement of nursery stock by any Federal agency, or funds appropriated to any Federal agency for allocation to cooperating States for the production or procurement of nursery stock, shall remain available for expenditure for not more than three fiscal years.

3/14/94

TO: LARRY WACHS
OBPA

FROM: RON DE MUNBRUN *RNB*

SUBJECT: SUMMER OF SERVICE APPLICATION

Joel Berg asked me to forward this material to you. First is a memo he has given to Kim Schnoor. Second is a draft of the USDA Summer Of Safety Application detailing two projects, one in Chicago to be done in partnership with the Chicago High School of Agricultural Sciences and the other a project in Arizona to be done in partnership with the Arizona Department of Youth Treatment and Rehabilitation. Finally, there are two sheets showing the degree of USDA involvement in terms of funds and personnel for the projects and the appropriations that are to be used to pay for this support.

We have to have your approval on the appropriations usage today. The application is due to AmeriCorps at 5:00 p.m. Please contact me via my beeper 542-3339 (punch in the number you wish me to call) if you have any questions. I will provide you with the specific appropriations information for the Soil Conservation Service as soon as I get it.

Thank you for all your assistance in this matter.

March 14, 1994

MEMORANDUM

From: Joel Berg 

To: Kim Schnoor

Subject: Summer of Service Application Deadline Today

As you may recall, in his recent meeting with Eli Segal, Secretary Espy pledged that USDA would meet the application deadline to the Corporation for National and Community Service for proposed Summer of Service projects for the Chicago High School of Agricultural Sciences and for at-risk youth to work on national forests in Arizona.

Attached are the two draft applications, which are due to the Corporation by 5:00 p.m. today.

Due to circumstances beyond the control of USDA, I was unable to have the applications ready before today. Because of the public safety components of this summer's projects, the Corporation directed me to draft the applications in tandem with the U.S. Department of Justice. Unfortunately, the Department of Justice did not provide the information we required for our joint application until last night at 7:30 p.m. I am concurrently running the applications by Larry Wachs in OPBA and Ken Cohen in OGC for approval.

Both applications propose projects that will be primarily coordinated by non-profit organizations. USDA will not be directly managing either program. Given the attached memorandum from the Office of General Counsel, both OGC and OPBA are likely to approve the applications.

Neither application commits USDA to any significant direct financial expenditure. The Chicago application commits only \$10,000 in direct USDA funding. SCS has volunteered \$5,000 in direct funding to the project, while ES and FS have volunteered \$2,500 each. Since these expenditures represent such a minute percentage of each of those agencies' budgets, it is impossible to quantify any other projects that might not be completed as a result of this commitment. The Chicago application also commits SCS, ASCS, and the FS to each provide, as in-kind contributions, one employee for an 11 week detail. The Arizona application commits use of Forest Service facilities and personnel to supervise conservation work. All the agencies involved have approved these applications.

Once OGC and OBPA review and approve the applications, I will make any changes they may request and then submit them to you for final approval. I thank you in advance for helping out in these adverse circumstances so we can meet the application deadline.

Fortunately, the application deadline for the year-round national service program has been extended to April 29, so I will be able to get you final applications for those programs with considerably longer lead time.

1073

FOREST SERVICE

3/14/94

TO: Ron Demunbrun

FROM: Katherine Allen

Answers to your Summer of Service Application query:

Chicago Project

1. Urban & Community Forestry

2.

3. Cooperative Forestry Assistance
Act of 1978 - PL 95-313 - Section 9

(Excerpted pages are being
faxed since I am not
certain of exact nature
of entire project.)

4. The work would otherwise go undone due to lack of available resources.
This is an opportunity to accomplish new work - not a replacement
for work planned in either project.

Arizona Project

Forest Trail Maintenance
Maintenance of Facilities
Trail Construction

SPECIFIC
APPROPRIATIONS

Cooperative Funds and Deposits
Act of 1975 P.L. 94-148

AUTHORIZATION

"Secty may enter into coop
agreements with public or private
organizations or persons to
engage in manpower and job training
and development programs..." and to
accomplish resource activities.

FOREST SERVICE

2073

(2) Authorization of appropriations.—There are hereby authorized to be appropriated annually \$10,000,000 to implement this subsection. (16 U.S.C. 2104)

Urban and Community Forestry Assistance

Sec. 9. (a) Findings.—The Congress finds that—

(1) the health of forests in urban areas and communities, including cities, their suburbs, and towns, in the United States is on the decline;

(2) forest lands, shade trees, and open spaces in urban areas and communities improve the quality of life for residents;

(3) forest lands and associated natural resources enhance the economic value of residential and commercial property in urban and community settings;

(4) urban trees are 15 times more effective than forest trees at reducing the buildup of carbon dioxide and aid in promoting energy conservation through mitigation of the heat island effect in urban areas;

(5) tree plantings and ground covers such as low growing dense perennial turfgrass sod in urban areas and communities can aid in reducing carbon dioxide emissions, mitigating the heat island effect, and reducing energy consumption, thus contributing to efforts to reduce global warming trends;

(6) efforts to encourage tree plantings and protect existing open spaces in urban areas and communities can contribute to the social well-being and promote a sense of community in these areas; and

(7) strengthened research, education, technical assistance, and public information and participation in tree planting and maintenance programs for trees and complementary ground covers for urban and community forests are needed to

provide for the protection and expansion of tree cover and open space in urban areas and communities.

(b) Purposes.—The purposes of this section are to—

(1) improve understanding of the benefits of preserving existing tree cover in urban areas and communities;

(2) encourage owners of private residences and commercial properties to maintain trees and expand forest cover on their properties;

(3) provide education programs and technical assistance to State and local organizations (including community associations and schools) in maintaining forested lands and individual trees in urban and community settings and identifying appropriate tree species and sites for expanding forest cover;

(4) provide assistance through competitive matching grants awarded to local units of government, approved organizations that meet the requirements of section 501(c)(3) of the Internal Revenue Code of 1986, or other local community tree volunteer groups, for urban and community forestry projects;

(5) implement a tree planting program to complement urban and community tree maintenance and open space programs and to reduce carbon dioxide emissions, conserve energy, and improve air quality in addition to providing other environmental benefits;

(6) promote the establishment of demonstration projects in selected urban and community settings to illustrate the benefits of maintaining and creating forest cover and trees;

(7) enhance the technical skills and understanding of sound tree maintenance and arboricultural practices including practices involving the cultivation of trees, shrubs and complementary ground covers, of individuals involved in the plan-

FOREST SERVICE

343

ning, development, and maintenance of urban and community forests and trees; and

(8) expand existing research and educational efforts intended to improve understanding of—

(A) tree growth and maintenance, tree physiology and morphology, species adaptations, and forest ecology,

(B) the value of integrating trees and ground covers,

(C) the economic, environmental, social, and psychological benefits of trees and forest cover in urban and community environments, and

(D) the role of urban trees in conserving energy and mitigating the urban heat island.

(c) General Authority.—The Secretary is authorized to provide financial, technical, and related assistance to State foresters or equivalent State officials for the purpose of encouraging States to provide information and technical assistance to units of local government and others that will encourage cooperative efforts to plan urban forestry programs and to plant, protect, and maintain, and utilize wood from, trees in open spaces, greenbelts, roadside screens, parks, woodlands, curb areas, and residential developments in urban areas. In providing such assistance, the Secretary is authorized to cooperate with interested members of the public, including nonprofit private organizations. The Secretary is also authorized to cooperate directly with units of local government and others in implementing this section whenever the Secretary and the affected State forester or equivalent State official agree that direct cooperation would better achieve the purposes of this section.

(d) Program of Education and Technical Assistance.—The Secretary, in cooperation with State for-

esters and State extension directors or equivalent State officials and interested members of the public, including nonprofit private organizations, shall implement a program of education and technical assistance for urban and community forest resources. The program shall be designed to—

(1) assist urban areas and communities in conducting inventories of their forest resources, including inventories of the species, number, location, and health of trees in urban areas and communities, identifying opportunities for the establishment of plantings for the purposes of conserving energy, and determining the status of related resources (including fish and wildlife habitat, water resources, and trails);

(2) assist State and local organizations (including community associations and schools) in organizing and conducting urban and community forestry projects and programs;

(3) improve education and technical support in—

(A) selecting tree species appropriate for planting in urban and community environments and for promotion of energy conservation;

(B) providing for proper tree planting, maintenance, and protection in urban areas and communities;

(C) protecting individual trees and preserving existing open spaces with or without tree cover; and

(D) identifying opportunities for expanding tree cover in urban areas and communities;

(4) assist in the development of State and local management plans for trees and associated resources in urban areas and communities; and

(5) increase public understanding of the energy conservation, economic, social, environmental,



United States
Department of
Agriculture

Forest
Service

Washington
Office

14th & Independence SW
P.O. Box 96090
Washington, D.C. 20090-6090

Date: MAR 16 1994

INFORMATIONAL MEMORANDUM FOR JOEL BERG, Office of Public Affairs

THROUGH: James R. Lyons
Assistant Secretary, NRE

FROM: Jack Ward Thomas
Chief

SUBJECT: National Service Budget Deadline

The Forest Service budget levels for the National Service Program are for project-related activities and do not include funds for the participants stipends. This is a startup year for the program, and field units will be encouraged to partner with other entities in actively seeking out National Service program funding at the State level.

APPROPRIATION

FUNDING

STATE & PRIVATE FORESTRY

Up to \$3 million

Community Resource Management
Forest Health Management
Community Economic Well-Being Activities

NATIONAL FOREST SYSTEM

Up to \$4 million

Tree Planting
Timber Stand Improvement
Trail Maintenance
Range Improvements
Soil, Water, and Air Improvements
Recreation Maintenance

State and Private Forestry: Up to 2 percent of the total State and Private Forestry appropriation may be used for National Service. (Nationally approximately \$3 million.) This is to be accomplished by working through State and local governments and other entities to support grass-roots efforts in community resource management, forest health management, and community economic well-being activities.

National Forest Systems: Up to \$4 million of National Forest System appropriations may be used for National Service. This would be accomplished through tree planting, timber stand improvement, trail maintenance, improvements in range, soil, water, and air improvements, and recreation maintenance activities on National Forest lands. This list is not inclusive and other activities may also be appropriate.



INFORMATIONAL MEMORANDUM FOR JOEL BERG, Office of Public Affairs

2

As discussed in our March 11 memorandum, we expect to implement the National Service Program primarily by refocusing a portion of our employment emphasis toward the National Service Program objectives.

This would only have an adverse impact on program objectives if the costs of accomplishing work through the National Service program are greater than what would be incurred under regular hiring and contract methods.

Questions concerning our response can be directed to Robin Thompson of the Program Development and Budget Staff (202) 205-0987 or Katherine Allen of our Human Resource Program Staff (703) 235-8855.

Reviewed by: _____



United States
Department of
Agriculture

Forest
Service

Washington
Office

14th & Independence SW
P.O. Box 96090
Washington, DC 20090-6090

Date: 11 MAR 1994

MEMORANDUM FOR JOEL BERG, Office of Public Affairs

THROUGH: James R. Lyons
Assistant Secretary, NRE

FROM: Jack Ward Thomas *JWT*
Chief

SUBJECT: National Service Budget Deadline

The Forest Service expects to implement the National Service program primarily by refocusing a portion of our employment emphasis toward the national service program objectives. As such, all Forest Service appropriations (including Permanent and Trust Funds) could potentially be utilized to implement the program.

A listing of all Forest Service appropriations is enclosed.

As outlined in your March 9 memo, we will follow this appropriation identification with specific guidance and program impacts by March 15.

Questions concerning our responses can be directed to Robin Thompson of the Program Development and Budget Staff (202) 205-0987 or Katherine Allen of our Human Resource Program Staff (703) 235-8855.

Enclosure



Caring for the Land and Serving People

USDA, FOREST SERVICE
APPROPRIATION IDENTIFICATION
PROPOSED NEW STRUCTURE

INTERNATIONAL FORESTRY

FOREST RESEARCH

STATE & PRIVATE FORESTRY

NATIONAL FOREST SYSTEM

FOREST AND RANGELAND PROTECTION

LAND ACQUISITION

RANGE BETTERMENT FUND

BRUSH DISPOSAL

TIMBER SALVAGE SALES

COOPERATIVE WORK, KNUTSON-VANDENBERG (KV)

COOPERATIVE WORK, OTHER (CWFS)

REFORESTATION TRUST FUND



Human Resource Programs

The "Heart" of the Forest Service • Building a Better Tomorrow

FAX TRANSMITTAL COVER SHEET

DATE: 3/14/94

NUMBER OF PAGES: 4 including cover

RECEIVER: Ron De manbrun

AGENCY NAME: USDA - OPA

OFFICE PHONE: _____

FAX NUMBER: 202-690-1131

REMARKS: Info requested 3/14 AM.

SENDER NAME: Kathleen Allen

AGENCY NAME: F.S.

OFFICE PHONE: 703-235-8840

FAX NUMBER: (703) 235-1597

*Ken - here is what
I have asked each person
to answer.*

TO: PAULA JONES
KATHRYN ALLEN
VERTIS STOVALL
STEVE MULLIN

FROM: RON DE MUNBRUN

SUBJECT: SUMMER OF SERVICE APPLICATION INFORMATION

It is imperative that I receive the following information by 9:30 am today, Monday March 14, 1994, in order to get our Summer of Safety application approved by OGC and OBPA.

1. The name of the specific appropriations that will be used as a source of funds provided in the Chicago project or to pay the salaries of USDA personnel who will work in either the Chicago or Arizona projects. Please be specific using the exact title such as "National Forest System" (FS) or "Conservation Operations" (SCS), "Forest Trail Maintenance", etc.
2. The specific sentence in the appropriations identified above that describes or gives authority to do the work we envision doing in each project, Chicago and Arizona.
3. In most cases the authority to do the type of work we envision doing is also described in authorizing legislation. Please provide the sentence in any such legislation that provides the authority to do the work we plan to do.
4. If the work we are planning to do will take the place of something that had already been planned. Please describe in one or two sentences what is being replaced. If the work we are planning to do is in line with what we had planned in general and now this is a specific task please indicate that.

You may reach me via my beeper (202) 542-3339 (punch in the number you want me to call). If you have any questions please call as soon as possible. Please FAX your replies to me at (202) 690-1131. Call me when you have FAXed something so I can be sure it arrived. I know this is a rush but we are in the final stretch on this application. It has to be to the corporation today and we need this information to get OGC and OBPA clearance.

Thank you for your help.

U.S. DEPARTMENT

OF

AGRICULTURE



OFFICE OF PUBLIC AFFAIRS

ADMINISTRATION

PHONE: 202 720-5881

FAX: 202 690-1131

URGENT!

FAX TRANSMISSION

TO: Jim LUCAS ASCS
(720-216)

FROM: Ron DE MUNBRUN

DATE: 3/14/94

FAX NUMBER: 690-1131

COMMENTS:

Please read attached
and respond ASAP. Thank you Ron

TO: PAULA JONES
KATHRYN ALLEN
VERTIS STOVALL
STEVE MULLIN
JIM LUCAS

FROM: RON DE MUNBRUN

SUBJECT: SUMMER OF SERVICE APPLICATION INFORMATION

It is imperative that I receive the following information by 9:30 am today, Monday March 14, 1994, in order to get our Summer of Safety application approved by OGC and OBPA.

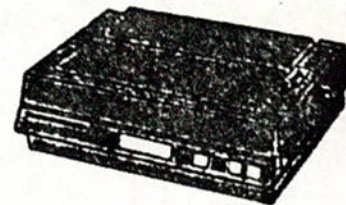
1. The name of the specific appropriations that will be used as a source of funds provided in the Chicago project or to pay the salaries of USDA personnel who will work in either the Chicago or Arizona projects. Please be specific using the exact title such as "National Forest System" (FS) or "Conservation Operations" (SCS), "Forest Trail Maintenance", etc.
2. The specific sentence in the appropriations identified above that describes or gives authority to do the work we envision doing in each project, Chicago and Arizona.
3. In most cases the authority to do the type of work we envision doing is also described in authorizing legislation. Please provide the sentence in any such legislation that provides the authority to do the work we plan to do.
4. If the work we are planning to do will take the place of something that had already been planned. Please describe in one or two sentences what is being replaced. If the work we are planning to do is in line with what we had planned in general and now this is a specific task please indicate that.

You may reach me via my beeper (202) 542-3339 (punch in the number you want me to call). If you have any questions please call as soon as possible. Please FAX your replies to me at (202) 690-1131. Call me when you have FAXed something so I can be sure it arrived. I know this is a rush but we are in the final stretch on this application. It has to be to the corporation today and we need this information to get OGC and OBPA clearance.

Thank you for your help.

U.S. DEPARTMENT

OF



AGRICULTURE

OFFICE OF PUBLIC AFFAIRS

ADMINISTRATION

PHONE: 202 720-5881

FAX: 202 690-1131

URGENT

FAX TRANSMISSION

TO:

Ken Cohen

FROM:

Ron De Munbrun

DATE:

FAX NUMBER:

COMMENTS:

2 pages including cover.

Smith-Lever Act

Established in 1914, Cooperative Extension was designed as a partnership of the U.S. Department of Agriculture and the land-grant universities, which were authorized by the Federal Morrill Acts of 1862 and 1890. Legislation in the various States has enabled local governments or organized groups in the Nation's counties to become a third legal partner in this educational endeavor. The congressional charge to Cooperative Extension through the Smith-Lever Act of 1914 is far ranging. Today, this educational system includes professionals in each of America's 1862 land-grant universities (in the 50 States, Puerto Rico, the Virgin Islands, Guam, Northern Marianas, American Samoa, Micronesia, and the District of Columbia) and in the Tuskegee University and sixteen 1890 land-grant universities. The provisions of the Act, in effect as of November 28, 1990, are shown below.

SEC. 1. In order to aid in diffusing among the people of the United States useful and practical information on subjects relating to agriculture, home economics, and rural energy, and to encourage the application same, there may be continued or inaugurated in connection with the college of the or colleges in each State, Territory, or possession, now receiving, or which may hereafter receive, the benefits of the Act of Congress approved July second, eighteen hundred and sixty-two, entitled "An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," and of the Act of Congress approved August thirtieth, eighteen hundred and ninety, agricultural extension work which shall be carried on in cooperation with the United States Department of Agriculture: *Provided*, That in any State, Territory, or possession in which two or more such colleges have been or hereafter may be established, the appropriations hereinafter made to such State, Territory, or possession shall be administered by such college or colleges as the legislature of such State, Territory, or possession may direct.

SEC. 2. Cooperative agricultural extension work shall consist of the development of practical applications of research knowledge and giving of instruction and practical demonstrations of existing or improved practices or technologies in agriculture, home economics, and rural energy, and subjects relating thereto to persons not attending or resident in said colleges in the several communities, and imparting information on said subjects through demonstrations, publications, and otherwise and for the necessary printing and distribution of information in connection with the foregoing; and this work shall be carried on in such manner as may be mutually agreed upon by the Secretary of Agriculture and the State agricultural college or colleges or Territory or possession receiving the benefits of this Act.

U.S. DEPARTMENT
OF
AGRICULTURE



OFFICE OF PUBLIC AFFAIRS

ADMINISTRATION

PHONE: 202 720-5881

FAX: 202 690-1131

URGENT

FAX TRANSMISSION

TO: KEN COHEN

FROM: RON DEMUNBRUN

DATE: 3/14/94

FAX NUMBER: 690-1131

COMMENTS:

this is first Service Answers
to questions on both projects.
5 pages including cover

U.S. DEPARTMENT

OF

AGRICULTURE



OFFICE OF PUBLIC AFFAIRS

ADMINISTRATION

PHONE: 202 720-5881

FAX: 202 690-1131

FAX TRANSMISSION

TO: Ken Cohen

FROM: Ron De Munbrun

DATE: 3/14/94

FAX NUMBER: _____

COMMENTS:

5 pages including cover.
SCS material for reference
Again, thanks Ken for all your help.

Sec.

- (b) Contracts with landowners in Great Plains area; purpose; timeliness; land use plans; costs; termination; wheat acreage; authorization of appropriations.
 - (c) 1961 agricultural conservation program.
 - (d) 1962 agricultural conservation program.
 - (e) Changes in cropping systems and land uses; agreements with retired resident landowners; land uses; safeguards; modification of prior agreements; regulations; transfer of funds; authorization of appropriations.
 - (f) Use of Commodity Credit Corporation in producer disbursements.
 - (g) 1963 agricultural conservation program.
 - (h) 1964 and 1965 feed grain crops; acreage diversion program; maximum reserves; authorization of appropriations; regulations; payments in kind; termination or modification of prior agreements.
 - (i) 1966 to 1970 feed grain crops; acreage diversion program; maximum reserves; authorization of appropriations; regulations; payments in kind; termination or modification of prior agreements.
- 590p-1. Limitation on wetlands drainage assistance to aid wildlife preservation; termination of limitation; redetermination of need for assistance upon change of ownership of lands.
- 590q. Coverage; "State" defined; short title.
- 590q-1. Sale and distribution of supplies, materials, and equipment to other Government agencies; reimbursement.
- 590q-2. Voluntary relinquishment of allotments.
- 590q-3. Critical lands resource conservation program in Great Plains area.
- (a) Authorization for program.
 - (b) Terms of agreements with owners or operators.
 - (c) Annual adjustment payments.
 - (d) Termination of agreements.
 - (e) Preservation of cropland, crop acreage, and allotment history.
 - (f) Utilization of Federal and non-Federal offices.
 - (g) Program payments.
 - (h) Tenants and sharecroppers.
 - (i) Rules and regulations.
 - (j) Authorization of appropriations; utilization of Commodity Credit Corporation.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 7 sections 624, 1282, 1304, 1385, 1388, 1390, 1392; title 28 section 126.

§ 590a. Prevention of soil erosion; surveys and investigations; preventive measures; cooperation with agencies and persons; acquisition of land

It is recognized that the wastage of soil and moisture resources on farm, grazing, and forest lands of the Nation, resulting from soil erosion, is a menace to the national welfare and that it is declared to be the policy of Congress to provide permanently for the control and prevention of soil erosion and thereby to preserve natural resources, control floods, prevent impairment of reservoirs, and maintain the navigability

of rivers and harbors, protect public health, public lands and relieve unemployment, and the Secretary of Agriculture, from now on, shall coordinate and direct all activities with relation to soil erosion and in order to effectuate this policy is authorized, from time to time—

(1) To conduct surveys, investigations, and research relating to the character of soil erosion and the preventive measures needed, to publish the results of any such surveys, investigations, or research, to disseminate information concerning such methods, and to conduct demonstrational projects in areas subject to erosion by wind or water;

(2) To carry out preventive measures, including, but not limited to, engineering operations, methods of cultivation, the growing of vegetation, and changes in use of land;

(3) To cooperate or enter into agreements with, or to furnish financial or other aid to, any agency, governmental or otherwise, or any person, subject to such conditions as he may deem necessary, for the purposes of this chapter; and

(4) To acquire lands, or rights or interests therein, by purchase, gift, condemnation, or otherwise, whenever necessary for the purposes of this chapter.

(Apr. 27, 1935, ch. 85, § 1, 49 Stat. 163.)

SHORT TITLE

See section 590q of this title.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(f), 203(a), 44 F.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions of Soil Conservation Service in Department of Agriculture with respect to soil and moisture conservation operations conducted on lands under jurisdiction of Department of Interior were transferred to Department of Interior, to be administered under direction and supervision of Secretary of Interior through such agency or agencies in Department of Interior as Secretary shall designate, by Reorg. Plan No. IV of 1940, § 6, eff. June 30, 1940, 5 F.R. 2421, 54 Stat. 1234, set out in the Appendix to Title 5, Government Organization and Employees.

Soil Conservation Service consolidated with other agencies into Agricultural Conservation and Adjustment Administration for duration of World War II, see Ex. Ord. No. 2069, Feb. 23, 1942.

POLICY

Declaration of policy to continue the Soil Conservation and Domestic Allotment Act, see section 1282 of Title 7, Agriculture.

CROSS REFERENCES

Finality of payments and loans under this chapter, see section 1385 of Title 7, Agriculture.

§ 590b

TITLE 16—CONSERVATION

Page 786

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 590b of this title: title 26 section 126.

§ 590b. Lands on which preventive measures may be taken

The acts authorized in section 590a(1) and (2) of this title may be performed—

(a) On lands owned or controlled by the United States or any of its agencies, with the cooperation of the agency having jurisdiction thereof; and

(b) On any other lands, upon obtaining proper consent or the necessary rights or interests in such lands.

(Apr. 27, 1935, ch. 85, § 2, 49 Stat. 163.)

§ 590c. Conditions under which benefits of law extended to nongovernment controlled lands

As a condition to the extending of any benefits under this chapter to any lands not owned or controlled by the United States or any of its agencies, the Secretary of Agriculture may, insofar as he may deem necessary for the purposes of this chapter, require—

(1) The enactment and reasonable safeguards for the enforcement of State and local laws imposing suitable permanent restrictions on the use of such lands and otherwise providing for the prevention of soil erosion;

(2) Agreements or covenants as to the permanent use of such lands; and

(3) Contributions in money, services, materials, or otherwise, to any operations conferring such benefits.

(Apr. 27, 1935, ch. 85, § 3, 49 Stat. 163.)

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, § 102(f), 203(a), 44 F.R. 38663, 38666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

§ 590d. Cooperation of governmental agencies; officers and employees, appointment and compensation; expenditures for personal services and supplies

For the purposes of this chapter, the Secretary of Agriculture may—

(1) Secure the cooperation of any governmental agency;

(2) Subject to the provisions of the civil-service laws and chapter 51 and subchapter III of chapter 53 of title 5, appoint and fix compensation of such officers and employees as he may deem necessary, except for a period not to exceed eight months from April 27, 1935, the

Secretary of Agriculture may make appointments and may continue employees of the organization heretofore established for the purpose of administering those provisions of the National Industrial Recovery Act which relate to the prevention of soil erosion, without regard to the civil-service laws or regulations and the Classification Act, as amended; and any persons with technical or practical knowledge may be employed and compensated under this chapter on a basis to be determined by the Director of the Office of Personnel Management; and

(3) Make expenditures for personal services and rent in the District of Columbia and elsewhere, for the purchase of law books and books of reference, for printing and binding, for the purchase, operation, and maintenance of passenger-carrying vehicles, and perform such acts, and prescribe such regulations, as he may deem proper to carry out the provisions of this chapter.

(Apr. 27, 1935, ch. 85, § 4, 49 Stat. 164; Oct. 28, 1949, ch. 782, title XI, § 1106(a), 63 Stat. 972; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3784.)

REFERENCES IN TEXT

The civil-service laws, referred to in par. (2), are set forth in Title 5, Government Organization and Employees. See, particularly, section 3301 et seq. of Title 5.

The National Industrial Recovery Act, referred to in par. (2), is act June 16, 1933, ch. 90, 48 Stat. 195, as amended, which was classified to sections 401 to 414 of Title 40, Public Buildings, Property, and Works, terminated June 30, 1943, by the provisions of act June 27, 1942, ch. 480, § 1, 56 Stat. 410. For complete classification of this Act to the Code, see Tables.

The Classification Act, as amended, referred to in par. (2), is the Classification Act of 1923 (approved Mar. 4, 1923, ch. 265, 42 Stat. 1488), as amended, which was repealed by section 1202 of the Classification Act of 1949 (approved Oct. 28, 1949, ch. 782, 63 Stat. 972).

CODIFICATION

In par. (2), "chapter 51 and subchapter III of chapter 53 of title 5" was substituted for "the Classification Act of 1949, as amended" on authority of Pub. L. 89-554, § 7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

AMENDMENTS

1949—Par. (2), Act Oct. 28, 1949, substituted "Classification Act of 1949" for "Classification Act of 1923".

REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, § 8, 80 Stat. 632, 656.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Interior related to compliance with system activities requiring coordination and approval under this chapter and such functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until

the first anniversary of date of initial operation of the Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(e), (f), 203(a), 44 F.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

"Director of the Office of Personnel Management" was substituted for "Civil Service Commission" and "Commission" in par. (2), pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in the United States Civil Service Commission to the Director of the Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

Transfer of functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

§ 590e. Soil Conservation Service; establishment; utilization and transfer of existing governmental agencies

The Secretary of Agriculture shall establish an agency to be known as the "Soil Conservation Service", to exercise the powers conferred on him by this chapter and may utilize the organization heretofore established for the purpose of administering those provisions of sections 202 and 203 of the National Industrial Recovery Act which relate to the prevention of soil erosion, together with such personnel thereof as the Secretary of Agriculture may determine, and all unexpended balances of funds heretofore allotted to said organization shall be available until June 30, 1937, and the Secretary of Agriculture shall assume all obligations incurred by said organization prior to transfer to the Department of Agriculture. In order that there may be proper coordination of erosion-control activities the Secretary of Agriculture may transfer to the agency created under this chapter such functions, funds, personnel, and property of other agencies in the Department of Agriculture as he may from time to time determine.

(Apr. 27, 1935, ch. 85, § 5, 49 Stat. 164.)

REFERENCES IN TEXT

Sections 202 and 203 of the National Industrial Recovery Act, referred to in text, which were classified to sections 402 and 403 of Title 40, Public Buildings, Property, and Works, terminated June 30, 1943, by the provisions of act June 27, 1942, ch. 460, § 1, 56 Stat. 410.

CODIFICATION

A provision of this section, which made funds provided in Joint Res. 117, Apr. 8, 1935, ch. 48, 49 Stat. 115, available for expenditure under this chapter was omitted as executed.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with this chapter with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas were transferred to the Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, until the first anniversary of date of initial operation of the Alaska

Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(f), 203(a), 44 F.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees.

Functions respecting lands under jurisdiction of Department of Interior, see Transfer of Functions note set out under section 590a of this title.

Soil Conservation Service consolidated with other agencies into Agricultural Conservation and Adjustment Administration for duration of World War II, see Ex. Ord. No. 9069, Feb. 23, 1942.

COMPENSATION OF ADMINISTRATOR OF SOIL CONSERVATION SERVICE

Compensation of Administrator, see section 5316 of Title 5, Government Organization and Employees.

§ 590e-1. Limitations on cost of construction, purchase, or improvement of buildings for Soil Conservation Service

The cost of any permanent building, purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same to any such building and with the exception of buildings acquired in conjunction with land being purchased for other purposes, shall not exceed \$10,000, except for one building to be constructed at a cost not to exceed \$100,000 and eight buildings to be constructed or improved at a cost not to exceed \$50,000 per building and except that alterations or improvements to other existing permanent buildings costing \$5,000 or more may be made in any fiscal year in an amount not to exceed \$2,000 per building.

(Oct. 1, 1988, Pub. L. 100-460, title II, § 201, 102 Stat. 2249.)

CODIFICATION

Section was enacted as part of the appropriation act cited as the credit to this section, and not as part of the Soil Conservation and Domestic Allotment Act which comprises this chapter.

SIMILAR PROVISIONS

Similar provisions were carried in the following prior appropriation acts:

Dec. 22, 1987, Pub. L. 100-202, § 101(k) (title II, § 201), 101 Stat. 1329-322, 1329-343.

Oct. 18, 1986, Pub. L. 99-500, § 101(a) (title II, § 201), 100 Stat. 1783, 1783-18, and Oct. 30, 1986, Pub. L. 99-591, § 101(a) (title II, § 201), 100 Stat. 3341, 3341-15.

Dec. 19, 1985, Pub. L. 99-190, § 101(a) (H.R. 3037, title II, § 201), 99 Stat. 1185.

Oct. 12, 1984, Pub. L. 98-473, title I, § 101(a) (H.R. 5743, title II, § 201), 98 Stat. 1837.

Nov. 14, 1983, Pub. L. 98-151, § 101(d) (H.R. 3223, title II, § 201), 97 Stat. 972.

Dec. 18, 1982, Pub. L. 97-370, title II, § 201, 96 Stat. 1802.

Dec. 23, 1981, Pub. L. 97-103, title II, § 201, 95 Stat. 1480.

Dec. 15, 1980, Pub. L. 96-528, title II, § 201, 94 Stat. 3108.

Nov. 9, 1979, Pub. L. 96-108, title II, § 201, 93 Stat. 833.

Oct. 11, 1978, Pub. L. 95-448, title II, § 201, 92 Stat. 1085.

Aug. 12, 1977, Pub. L. 95-97, title II, § 201, 91 Stat. 821.

July 12, 1976, Pub. L. 94-351, title II, § 201, 90 Stat. 862.

Oct. 21, 1975, Pub. L. 94-122, title II, § 201, 89 Stat. 658.

§ 590e-2

TITLE 16—CONSERVATION

Page 788

- Dec. 31, 1974, Pub. L. 93-563, title III, § 301, 88 Stat. 1837.
- Oct. 24, 1973, Pub. L. 93-135, title III, § 301, 87 Stat. 484.
- Aug. 22, 1972, Pub. L. 92-399, title III, § 301, 86 Stat. 606.
- Aug. 10, 1971, Pub. L. 92-73, title III, § 301, 85 Stat. 195.
- Dec. 22, 1970, Pub. L. 91-566, title I, § 101, 84 Stat. 1484.
- Nov. 26, 1969, Pub. L. 91-127, title I, § 101, 83 Stat. 248.
- Aug. 8, 1968, Pub. L. 90-463, title I, § 101, 82 Stat. 642.
- Oct. 24, 1967, Pub. L. 90-113, title I, § 101, 81 Stat. 323.
- Sept. 7, 1966, Pub. L. 89-556, title I, § 101, 80 Stat. 692.
- Nov. 2, 1965, Pub. L. 89-316, title I, § 101, 79 Stat. 1188.
- Sept. 2, 1964, Pub. L. 88-573, title I, § 101, 78 Stat. 865.
- Dec. 30, 1963, Pub. L. 88-260, title I, § 101, 77 Stat. 823.
- Oct. 24, 1962, Pub. L. 87-879, title I, § 101, 76 Stat. 1206.
- July 26, 1961, Pub. L. 87-112, title I, § 101, 75 Stat. 229.
- June 29, 1960, Pub. L. 86-532, title I, § 101, 74 Stat. 235.
- July 8, 1959, Pub. L. 86-80, title I, § 101, 73 Stat. 170.
- June 13, 1958, Pub. L. 85-459, title I, § 101, 72 Stat. 191.
- Aug. 2, 1957, Pub. L. 85-118, title I, § 101, 71 Stat. 335.
- June 4, 1956, ch. 355, title I, § 101, 70 Stat. 231.
- May 23, 1955, ch. 43, title I, § 101, 69 Stat. 54.
- June 29, 1954, ch. 409, title I, § 101, 68 Stat. 310.
- July 28, 1953, ch. 251, title I, § 101, 67 Stat. 215.
- July 5, 1952, ch. 574, title I, § 101, 66 Stat. 345.
- Aug. 31, 1951, ch. 374, title I, § 101, 65 Stat. 236.
- Sept. 6, 1950, ch. 896, Ch. VI, title I, § 101, 64 Stat. 668.
- June 29, 1949, ch. 280, title I, § 101, 63 Stat. 340.
- June 19, 1948, ch. 543, § 1, 62 Stat. 524.
- July 30, 1947, ch. 356, title I, § 1, 61 Stat. 523.
- June 22, 1946, ch. 445, § 1, 60 Stat. 287.
- May 6, 1945, ch. 169, § 1, 59 Stat. 156.
- June 28, 1944, ch. 296, § 1, 58 Stat. 451.
- July 12, 1943, ch. 215, § 1, 57 Stat. 411.
- July 22, 1942, ch. 518, § 1, 56 Stat. 679.
- July 1, 1941, ch. 287, § 1, 55 Stat. 421.
- June 25, 1940, ch. 421, § 1, 54 Stat. 545.
- June 30, 1939, ch. 253, § 1, 53 Stat. 954.
- June 16, 1938, ch. 484, § 1, 52 Stat. 725.
- June 29, 1937, ch. 404, § 1, 50 Stat. 410.
- June 4, 1936, ch. 489, title I, 49 Stat. 1436.
- Dec. 19, 1985, Pub. L. 99-190, § 101(a) [H.R. 3037, title II, § 2011, 99 Stat. 1185].
- Oct. 12, 1984, Pub. L. 98-473, title I, § 101(a) [H.R. 8743, title II, § 2011, 98 Stat. 1837].
- Nov. 14, 1983, Pub. L. 98-151, § 101(d) [H.R. 3223, title II, § 2011, 97 Stat. 972].
- Dec. 18, 1982, Pub. L. 97-370, title II, § 201, 96 Stat. 1802.
- Dec. 23, 1981, Pub. L. 97-103, title II, § 201, 95 Stat. 1481.
- Dec. 15, 1980, Pub. L. 96-528, title II, § 201, 94 Stat. 3109.
- Nov. 9, 1979, Pub. L. 96-108, title II, § 201, 93 Stat. 833.
- Oct. 11, 1978, Pub. L. 95-448, title II, § 201, 92 Stat. 1086.
- Aug. 12, 1977, Pub. L. 95-97, title II, § 201, 91 Stat. 822.
- July 12, 1976, Pub. L. 94-351, title II, § 201, 90 Stat. 862.
- Oct. 21, 1975, Pub. L. 94-122, title II, § 201, 89 Stat. 658.
- Dec. 31, 1974, Pub. L. 93-563, title III, § 301, 88 Stat. 1837.
- Oct. 24, 1973, Pub. L. 93-135, title III, § 301, 87 Stat. 485.
- Aug. 22, 1972, Pub. L. 92-399, title III, § 301, 86 Stat. 606.
- Aug. 10, 1971, Pub. L. 92-73, title III, § 301, 85 Stat. 195.
- Dec. 22, 1970, Pub. L. 91-566, title I, § 101, 84 Stat. 1484.
- Nov. 26, 1969, Pub. L. 91-127, title I, § 101, 83 Stat. 248.
- Aug. 8, 1968, Pub. L. 90-463, title I, § 101, 82 Stat. 642.
- Oct. 24, 1967, Pub. L. 90-113, title I, § 101, 81 Stat. 323.
- Sept. 7, 1966, Pub. L. 89-556, title I, § 101, 80 Stat. 692.
- Nov. 2, 1965, Pub. L. 89-316, title I, § 101, 79 Stat. 1188.
- Sept. 2, 1964, Pub. L. 88-573, title I, § 101, 78 Stat. 865.
- Dec. 30, 1963, Pub. L. 88-260, title I, § 101, 77 Stat. 823.
- Oct. 24, 1962, Pub. L. 87-879, title I, § 101, 76 Stat. 1206.
- July 26, 1961, Pub. L. 87-112, title I, § 101, 75 Stat. 229.
- June 29, 1960, Pub. L. 86-532, title I, § 101, 74 Stat. 235.
- July 8, 1959, Pub. L. 86-80, title I, § 101, 73 Stat. 170.
- June 13, 1958, Pub. L. 85-459, title I, § 101, 72 Stat. 191.
- Aug. 2, 1957, Pub. L. 85-118, title I, § 101, 71 Stat. 335.
- June 4, 1956, ch. 355, title I, § 101, 70 Stat. 232.
- May 23, 1955, ch. 43, title I, § 101, 69 Stat. 54.
- June 29, 1954, ch. 409, title I, § 101, 68 Stat. 310.
- July 28, 1953, ch. 251, title I, § 101, 67 Stat. 215.
- July 5, 1952, ch. 574, title I, § 101, 66 Stat. 345.

§ 590e-2. Employment of local engineers

Qualified local engineers may be temporarily employed at per diem rates to perform the technical planning work of the service.

(Oct. 1, 1988, Pub. L. 100-460, title II, § 201, 102 Stat. 2249.)

CODIFICATION

Section was enacted as part of the appropriation act cited as the credit to this section, and not as part of the Soil Conservation and Domestic Allotment Act which comprises this chapter.

SIMILAR PROVISIONS

Similar provisions were carried in the following prior appropriation acts:

- Dec. 22, 1987, Pub. L. 100-202, § 101(k) [title II, § 2011, 101 Stat. 1329-322, 1329-343].
- Oct. 18, 1986, Pub. L. 99-800, § 101(a) [title II, § 2011, 100 Stat. 1783, 1783-18, and Oct. 30, 1986, Pub. L. 99-591, § 101(a) [title II, § 2011, 100 Stat. 3341, 3341-18].

§ 590f. Authorization of appropriation

There are authorized to be appropriated for the purposes of this chapter such sums as Congress may from time to time determine to be necessary.

Appropriations for carrying out this chapter allocated for the production or procurement of nursery stock by any Federal agency, or funds appropriated to any Federal agency for allocation to cooperating States for the production or procurement of nursery stock, shall remain available for expenditure for not more than three fiscal years.



MAR 11 1994

MEMORANDUM FOR JOEL BERG
DEPUTY DIRECTOR
OFFICE OF PUBLIC AFFAIRS

FROM: Kenneth E. Cohen *Kenneth E. Cohen*
Assistant General Counsel
Research and Operations Division

SUBJECT: National Service Projects

This memorandum summarizes the conclusions of our March 7, 1994, meeting with Terry Russell, Acting General Counsel, Corporation for National and Community Service. The Corporation is charged by Congress with administering the National and Community Trust Act of 1993, Pub. L. No. 103-82, 107 Stat. 785. (References are to Subtitle C, Part I of the National and Community Service Act of 1990, as amended.) Accordingly, courts will be deferential to the Corporation interpretation of the Act.

Based on our discussion with Mr. Russell, we reached the following conclusions:

1. USDA may receive assistance from the Corporation. (section 121(b)(1), 107 Stat. 788).
2. The Act confers upon USDA the authority, if it receives Corporation assistance under section 121, to conduct national service programs or to enter into contracts or cooperative agreements. While USDA is not fettered in the type of entity that may receive assistance from USDA, existing national service programs should under section 121(b)(4) be considered.
3. If USDA receives assistance under section 121, then USDA is authorized and required to pay stipends, health care, and child care. (Sections 140(a), (d), and (e), 107 Stat. 811-813).
4. USDA has no general authority to provide national service educational awards directly and it may not provide funds to the Trust for such purpose.

We also concluded that it is possible for USDA to conduct to some degree national service programs without section 121 assistance, but the extent of such programs would have to be

reviewed case-by-case. Receiving assistance under section 121 confers considerable authority on USDA under the Act that we otherwise would not enjoy generally. No minimum amount of assistance from the Corporation is required to trigger section 121.

Finally, I cautioned that any financing mechanisms used within USDA should assure that agency appropriations are not augmented unlawfully.

TO: PAULA JONES
KATHRYN ALLEN
VERTIS STOVALL
STEVE MULLIN

FROM: RON DE MUNBRUN

SUBJECT: SUMMER OF SERVICE APPLICATION INFORMATION

It is imperative that I receive the following information by 9:30 am today, Monday March 14, 1994, in order to get our Summer of Safety application approved by OGC and OBPA.

1. The name of the specific appropriations that will be used as a source of funds provided in the Chicago project or to pay the salaries of USDA personnel who will work in either the Chicago or Arizona projects. Please be specific using the exact title such as "National Forest System" (FS) or "Conservation Operations" (SCS), "Forest Trail Maintenance", etc.
2. The specific sentence in the appropriations identified above that describes or gives authority to do the work we envision doing in each project, Chicago and Arizona.
3. In most cases the authority to do the type of work we envision doing is also described in authorizing legislation. Please provide the sentence in any such legislation that provides the authority to do the work we plan to do.
4. If the work we are planning to do will take the place of something that had already been planned. Please describe in one or two sentences what is being replaced. If the work we are planning to do is in line with what we had planned in general and now this is a specific task please indicate that.

You may reach me via my beeper (202) 542-3339 (punch in the number you want me to call). If you have any questions please call as soon as possible. Please FAX your replies to me at (202) 690-1131. Call me when you have FAXed something so I can be sure it arrived. I know this is a rush but we are in the final stretch on this application. It has to be to the corporation today and we need this information to get OGC and OBPA clearance.

Thank you for your help.

March 14, 1994

MEMORANDUM

From: Joel Berg
To: Kim Schnoor
Subject: Summer of Service Application Deadline Today

As you may recall, in his recent meeting with Eli Segal, Secretary Espy pledged that USDA would meet the application deadline to the Corporation for National and Community Service for proposed Summer of Service projects for the Chicago High School of Agricultural Sciences and for at-risk youth to work on national forests in Arizona.

Attached are the two draft applications, which are due to the Corporation by 5:00 p.m. today.

Due to circumstances beyond the control of USDA, I was unable to have the applications ready before today. Because of the public safety components of this summer's projects, the Corporation directed me to draft the applications in tandem with the U.S. Department of Justice. Unfortunately, the Department of Justice did not provide the information we required for our joint application until last night at 7:30 p.m. I am concurrently running the applications by Larry Wachs in OPBA and Ken Cohen in OGC for approval.

Both applications propose projects that will be primarily coordinated by non-profit organizations. USDA will not be directly managing either program. Given the attached memorandum from the Office of General Counsel, both OGC and OPBA are likely to approve the applications.

Neither application commits USDA to any significant direct financial expenditure. The Chicago application commits only \$10,000 in direct USDA funding. SCS has volunteered \$5,000 in direct funding to the project, while ES and FS have volunteered \$2,500 each. Since these expenditures represent such a minute percentage of each of those agencies' budgets, it is impossible to quantify any other projects that might not be completed as a result of this commitment. The Chicago application also commits SCS, ASCS, and the FS to each provide, as in-kind contributions, one employee for an 11 week detail. The Arizona application commits use of Forest Service facilities and personnel to supervise conservation work. All the agencies involved have approved these applications.

Once OGC and OBPA review and approve the applications, I will make any changes they may request and then submit them to you for final approval. I thank you in advance for helping out in these adverse circumstances so we can meet the application deadline.

Fortunately, the application deadline for the year-round national service program has been extended to April 29, so I will be able to get you final applications for those programs with considerably longer lead time.

From: Joel Berg (JBERG)
To: RDEMUNBRUN
Date: Saturday, March 12, 1994 11:50 am
Subject: Chicago Budget

Unless we get more specific help from Justice, add the following to the Chicago budget:

\$4,500 for salary and beneefits and \$750 for travel
for Universiuty of Illinois Police Training Institute instruction on participant
safety

25
255

Chicago coffee call
3/10/94

2 or 3 sites

Some kids from C. Home Anthony
on teams -

Neighborhood buy-in

From: Joel Berg (JBERG)
To: RDEMUNBRUN
Date: Friday, March 11, 1994 11:02 am
Subject: File from Vertis -Reply

Please include in your Chicago budget \$7,500 cash from SCS and \$2,500 cash from Forest Service.

5271.

439 week 20 hrs
10 weeks

From: Joel Berg (JBERG)
To: RDEMUNBRUN
Date: Friday, March 11, 1994 11:48 am
Subject: Chicago budget

Add this estimate provided by FS:

Cost estimate for balled and burlapped trees = \$10,000

(based on an estimate of 5 vacant lot sites, with 10 trees per site = approximat
200 trees)

Barbara,

Attached are two basic items I used to develop a budget for another project we are doing. I just want use this as a basis for developing the Chicago project cost.

1. A spreadsheet showing total project costs.

NFMC = non federal match in cash (Chicago)

NFMIK = non federal match in kind (Chicago)

FMC = Federal match in cash (USDA)

FMIK = Federal match in kind (USDA)

2. Long sheets show the assumptions I used to develop each cost category.

Thank You

Ron De Munbrun

BEEPER (202) 542-3339 (punch in the number you want me to call)

FAX 202 690-1131

School bus truck

65 K
1590

65

4 hr

Chicago

2500

29.95

\$21.95

.39¢

50

cash

Prj Director

1 hr 21

Cash ✓

technical S&S

term 5 team leaders

cash ✓

Bahan, 10%

65K

✓

Token's 1.80 by

✓

1 van

✓

foundation

denominator

clinical - april on

clerk 800

postage

cash ✓

Supplies

250 cash

find Chicago

H.S. for Agricultural Sciences.

11/15/88

Payroll admin.

1000

2000

380

#

36-3617456

ag people & training

✓

Evaluation

\$1,000

✓

liability insurance

1500

✓

debris removal

5,000

✓

heavy Equipment

IK

✓

Chicago

2 5% 606-4871

✓ 2 meter garden 2[@] ~~hr~~ hr 30K ^{IK.} year

✓ 3[@] 4.85 hr X 4 hr X 10 594 X 2 = 1188

✓ Airfare 3610 into gloves into
1322 Chicago

Clinton Presidential Records Digital Records Marker

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

This marker identifies the place of a publication.

Publications have not been scanned in their entirety for the purpose of digitization. To see the full publication please search online or visit the Clinton Presidential Library's Research Room.

Smith-Lever Act 7



United States
Department of
Agriculture

Cooperative
Extensive
System

Smith-Lever Act





Cooperative Extension Service

College of Agriculture

University of Illinois at Urbana-Champaign

Cook/Chicago South Unit
5106 S. Western Av.
Chicago, Illinois 60609
Phone: 312/737-1178
Fax: 312/776-2148

Date 3/9Time 9:20 AMNumber of Pages 9TO: Name STEVE MULLEN

Address _____

FROM: Name RON WOLFORD

Address _____

COMMENTS: _____

If you have any questions or problems, please call us.

Submit to:

Christine Davis
Illinois Environmental Protection Agency
Division of Water Pollution Control
Water Quality Management Unit
Planning Section
2200 Churchill Road
P.O. Box 19276
Springfield, Illinois 62794-9276

COOK COUNTY/ENGLEWOOD ENVIRONMENTAL PROTECTION LOT RECLAMATION PROJECT

Make grant to: The Board of Trustees of the
University of Illinois
c/o Grants & Contracts
109 Coble Hall
801 S. Wright Street
Champaign, Illinois 61820

Grant Project Period: April 1, 1994 - March 31, 1996

Amount Requested: \$234,470



Jane A. Scherer, Principal Investigator
Cooperative Extension Service



James D. Oliver
Cooperative Extension Service

W.R. Gomes, Dean
College of Agriculture

J.J. Kamerer, Director
Grants & Contracts, Admin
(217) 333-2186

H.J. Stapleton, Secretary
Campus Research Board
(217) 333-0037

Program Title: Cook County/Englewood Environmental Protection Lot Reclamation Project

Problem Statement

The community of Englewood is one of the most impoverished, violent and dilapidated neighborhoods in the Chicago metropolitan area. Random gunfire and premeditated homicide are common occurrences in this area known as Community 68. Once a thriving shopping district, over the past 50 years Englewood has been submerged in a cycle of abuse and neglect. Socioeconomic factors limit the mobility of most of the residents who remain in this battered neighborhood. Contributing to the unsightliness of Englewood is a scattering of empty, deserted lots which serve as a microcosm of the abandonment felt in the entire community. These lots -- laden with empty bottles and cans, hazardous waste containers, garbage, old vehicles and scraps of junk that have collected over the years -- are sources of nonpoint water pollution due to the intermittent runoff of pollutants into the water system. The reclamation of these vacant lots would limit the amount of pollutants entering the water system, while simultaneously aiding the revitalization of the Englewood Community.

Purpose and Project Description

The purpose of this project is to demonstrate the benefits of water quality education and land restoration in an urban environment. This project is intended to address the need to reclaim six inner-city lots in a two year period.

Intended to be performed the first year beginning April 20, 1994, the program will be undertaken by 30 teens aged 16-21 years old. These teens, employed by the program, will learn the importance of water quality and the need to eliminate the sources of nonpoint water pollution in their community. They will provide the labor to clean up the lots which have become a source of this pollution and an eyesore to the neighborhood. Upon completion of the clean-up portion of the project, the teens will design and develop community gardens on the formerly abandoned lots.

Our strategy in employing the youth of the community is to enhance their understanding of the problems and increase their ability to improve other sites in their community. This increased knowledge and awareness will also prevent other areas of the community from becoming future sources of pollution.

Due to previous experience, site selection will be administered in conjunction with the Department

of Human Services through the Cooperative Extension Service's Urban Gardening Program in Chicago. These agencies will aid in obtaining commitment from land owners to improve the lots. Several potential sites have been identified and the final decision will depend on the characteristics and size of the sites.

Relationship to Other Activities

The community of Englewood has been a celebrated example of the plight of America's inner cities and has consequently been the target of many social programs aimed at the amelioration of these ills. Among these programs, several involve the University of Illinois Cooperative Extension Service. One of these programs in Englewood is Project Parallels, a three-pronged program focusing on family violence prevention, environmental violence and career exploitation. The program draws parallels between the violence people do at home to each other and how it affects others as well as how the violence done to our environment, such as water pollution, affects our society at large.

The proposed Englewood Environmental Protection Lot Reclamation Project has similar aims. In addition to its primary focus of alleviating the nonpoint sources of water pollution, this program hopes to instill in the program participants a sense of the repercussions which accompany violence, regardless of type. In a secondary sense, then, the program aims to help its participants recognize the sources of violence surrounding them. Through the initiative and confidence instilled by the program, the hope is that these teens can reclaim the other areas of neglect and abandonment in their lives, just as they have transformed the run-down lots into bountiful gardens.

Related NPS Management Program Initiative

Page 22 of the NPS Management Program emphasizes that education concerning the impact of NPS pollution on water resources is essential if progress in the reduction of this pollution is to be realized. The incorporation of this program into existing water quality efforts will introduce the participants to a variety of Best Management Practices and the use of watershed planning as a solution to the problems identified. Both of the above are identified in the NPS Management Program.

Scope of Work and Schedule

1. Program Staff and Student Selection

Beginning April, 1994, a program coordinator will be employed. In addition, students

(ages 16-21) will be selected and introduced to the program and the activities outlined for the next four months. Four college student supervisors from the community will be selected and employed.

2. Lot Selection and Clean-Up

Beginning May 1, 1994, the students will work Saturdays to clean-up the lots. They will learn proper techniques for removing and disposing of pollutants from the lots, so as to insure their own safety and adherence to water safety standards.

3. Land Restoration

Beginning in June, at the conclusion of school, the students will design and plant their community gardens. Additionally, they will recruit volunteers from their neighborhood to assist with the project and become "community gardeners." In July and August, the students will learn proper techniques for the maintenance of the garden plots. This instruction will be accompanied by educational field trips and programs focusing on water quality. Opportunities for careers in water quality and public service will be explored, and the students will conduct various research projects on water quality, water safety, and environmental violence.

4. Fall Clean-Up

In September and after the first frost, the students will clean-up the garden plots and prepare the ground for winter. Because school will be back in session, this will be a Saturday only activity. From October, through March, 1995, students will have the opportunity to meet bi-weekly to make plans for the upcoming year and conduct peer tracking and community outreach.

5. Documentation of Restoration Activities

Photographs and slides will be taken before, during, and at the end of the project. Students will be asked to make presentations to various community groups to report their accomplishments and activities. A 10 minute video giving an overview of the program and its accomplishments will be produced and completed by March 1996.

6. 1995-1996 Program

The program will start-up again in April, 1995, with the recruitment and selection of new students. Students who participated the previous year will have the opportunity to apply for the intern positions or serve as program volunteers. We anticipate the scope of work and schedule to be similar to the 1994 pilot program. Adjustments will be made where needed to improve the program delivery of the project.

7. Final Report and Program Evaluation

At the completion of the first year of the project, a report and preliminary evaluation will be completed to assess the effectiveness of the program to date, as well as recommend possible changes to expand this effectiveness in the second year of the project.

At the completion of the second year of the project, a final report will be prepared which summarizes and evaluates the findings and accomplishments of the project. Further, this report will make recommendations concerning the applicability and effectiveness of similar projects in other urban locations and with other urban audiences.

Estimated Costs

We estimate the program costs to be \$117,235 for one year. The two year budget would be \$234,470.

Applicant

The University of Illinois Board of Trustees
Jane A. Scherer, Principal Investigator
Extension Specialist, Urban Programming
Cooperative Extension Service
549 Bevier Hall
905 South Goodwin Avenue
Urbana, Illinois 61801

BUDGET

<u>Salaries and Wages</u>	<u>Budget Request from IEPA</u>	<u>Local Contribution</u>	<u>Total</u>
Project Staff - Professional			
<i>Program Coordinator (on site)</i> (to be hired) 24 weeks at \$14.583/hr.	\$14,000	\$0	\$14,000
<i>Project Director (Scherer)</i> 33% for 12 months	-0-	14,768	14,768
<i>Site Supervision EFNEP Educator (Buffet)</i> 5% for 12 months	2,500	-0-	2,500
<i>Urban Gardening Educator (Wolford)</i> 20% for 12 months	6,320	-0-	6,320
<i>PREP Coordinator (Morgan)</i> 20% for 12 months	-0-	5,600	5,600
<i>Site Security Associate Professor Police Training Institute (Connor)</i> 5% for 12 months	-0-	2,500	2,500
<i>Associate Director CES (Oliver)</i> 5% for 12 months	-0-	5,325	5,325
Project Staff - Students			
<i>3 Program Interns</i> 100% for 8 weeks x \$10/hr = \$3,200 X 3 = \$9,600	9,600	-0-	9,600
<i>30 Youth</i> \$5/5hr/day for 5 days for 7 weeks	26,250	-0-	26,250
Project Staff - Clerical & Paraprofessionals			
<i>Secretary</i> 27% for Program Coordinator 16% for Program Director	-0- -0-	6,000 3,600	6,000 3,600
<i>3 PREP PA's (Fenton, Black Moore)</i> 33% for 4 months (\$448.50/mo/person)	-0-	5,382	5,382

Benefits**Benefits for Professional Staff**

<i>Program Coordinator</i> Workers Compensation	1	-0-	1
<i>Project Director (Scherer)</i> 25.052% X 14,768	-0-	3,700	3,700
<i>EFNEP Educator (Buffet)</i> 23.602% x 2,500	590	-0-	590
<i>Urban Gardening Educator (Wolford)</i> 25.052% x 6,320	1,583	-0-	1,583
<i>PREP Coordinator (Morgan)</i> Workers Compensation	-0-	1	1
<i>Associate Professor (Connor)</i> 23.602% x 2,500	-0-	590	590
<i>Associate Director CES (Oliver)</i> 25.052% x 5,325	-0-	1,334	1,334

Benefits for Students

<i>3 Program Interns</i> Workers Compensation	3	-0-	3
<i>30 Youth</i> Workers Compensation	30	-0-	30

Benefits for Clerical and Paraprofessionals

<i>On-site Secretary (Klimek)</i> 23.602% x 6,000	-0-	1,416	1,416
<i>Program Director Secretary (Lockett)</i> 23.602% x 3,600	-0-	849	849
<i>3 PREP Paraprofessionals</i> 23.602% x 5,382	-0-	1,270	1,270

Transportation

Transportation tokens for students	2,500	500	3,000
Staff Travel	1,000	1,000	2,000
Van (rented from U of I Motor Pool \$700/month for 2 months)	1,400	-0-	1,400

Support Services

Phone	500	500	1,000
Copying & Duplicating	800	500	1,300
Office Rent	5,000	3,000	8,000

Materials and Supplies

Lot Restoration - Equipment, plants, seeds lumber, etc. \$9,000/lot Year 1: 3 lots Year 2: 3 lots	27,000	-0-	27,000
Educational Resource Materials	1,000	913	1,913
Office Supplies	500	2,000	2,500
Stenciling Paint and Equipment	750	-0-	750

Evaluation

Videotape Production and Report	5,250	4,000	9,250
Data Collection and Reduction	-0-	3,000	3,000
Photography	-0-	900	900

Total Direct Costs	\$106,577	\$68,648	\$175,225
Total Indirect Costs - 20% of Direct Costs	21,315	16,709*	38,024

Total Project Cost	\$127,892	\$85,357	\$213,249
--------------------	-----------	----------	-----------

▪ Indirect Cost Calculation:

Local Contribution \$68,648 x .217 =

\$14,897

IEPA Request \$106,577 x .217 = \$23,127 - \$21,315

\$1,812

Total Indirect Costs:

\$16,709

J. J. Kameron

J. J. Kameron, Director

9-27-93

Grant & Contract Administration