



### ***City of Santa Fe, Water Division***

- NEPA and EIS preparation for large water projects
- Rio Grande storage and river operations; water resource management

### ***Colorado Division of Water Resources***

- Historic application of the Rio Grande Compact of 1938, which apportions the waters of the Rio Grande between Colorado, New Mexico, and Texas. The Colorado State Engineer is the head of the Director of the Colorado Division of Water Resources and serves as Colorado's representative on the Rio Grande Compact Commission
- The rights and responsibilities of Colorado, New Mexico, and Texas under the Rio Grande Compact of 1938
- The distribution of the waters of the Rio Grande for irrigation, municipal, and other uses from the headwaters of the Rio Grande to Fort Quitman, Texas
- Analysis and modeling of the Upper Rio Grande basin

### ***Elephant Butte Irrigation District of NM***

- Ownership, operation and management of the NM portion of the Project.
- Party to the 2008 Operating Agreement with the United States and EPCWID#1

### ***Texas Commissioner, Rio Grande Compact Commission***

- Rio Grande Compact water allocations
- Rio Grande Project water deliveries and supplies

### ***U.S. Section, International Boundary and Water Commission***

- Fulfillment of treaty obligations for the Convention between the United States and Mexico for the Equitable Distribution of the Waters of the Rio Grande, May 21, 1906
- Operations and maintenance of the Rio Grande Canalization Flood Control Project from Percha Dam in Sierra County, New Mexico, downstream to American Dam, El Paso, Texas

### **Notes:**

- Special expertise offered by each Cooperating Agency in Memorandum of Understanding (MOU) signed by Bureau of Reclamation on 12/30/13
- Cooperating Agencies participate in Environmental Impact Statements in accordance with 40 CFR 1501.6 and 43 CFR 46.230 (see back).

## ELECTRONIC CODE OF FEDERAL REGULATIONS

**e-CFR Data is current as of January 22, 2014**

Title 40: Protection of Environment

[PART 1501—NEPA AND AGENCY PLANNING](#)

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### **§1501.6 Cooperating agencies.**

The purpose of this section is to emphasize agency cooperation early in the NEPA process. Upon request of the lead agency, any other Federal agency which has jurisdiction by law shall be a cooperating agency. In addition any other Federal agency which has special expertise with respect to any environmental issue, which should be addressed in the statement may be a cooperating agency upon request of the lead agency. An agency may request the lead agency to designate it a cooperating agency.

(a) The lead agency shall:

(1) Request the participation of each cooperating agency in the NEPA process at the earliest possible time.

(2) Use the environmental analysis and proposals of cooperating agencies with jurisdiction by law or special expertise, to the maximum extent possible consistent with its responsibility as lead agency.

(3) Meet with a cooperating agency at the latter's request.

(b) Each cooperating agency shall:

(1) Participate in the NEPA process at the earliest possible time.

(2) Participate in the scoping process (described below in §1501.7).

(3) Assume on request of the lead agency responsibility for developing information and preparing environmental analyses including portions of the environmental impact statement concerning which the cooperating agency has special expertise.

(4) Make available staff support at the lead agency's request to enhance the latter's interdisciplinary capability.

(5) Normally use its own funds. The lead agency shall, to the extent available funds permit, fund those major activities or analyses it requests from cooperating agencies. Potential lead agencies shall include such funding requirements in their budget requests.

(c) A cooperating agency may in response to a lead agency's request for assistance in preparing the environmental impact statement (described in paragraph (b)(3), (4), or (5) of this section) reply that other program commitments preclude any involvement or the degree of involvement requested in the action that is the subject of the environmental impact statement. A copy of this reply shall be submitted to the Council.

Title 43: Public Lands: Interior

[PART 46—IMPLEMENTATION OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969](#)

[Subpart C—Initiating the NEPA Process](#)

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### **§46.230 Role of cooperating agencies in the NEPA process.**

In accordance with 40 CFR 1501.6, throughout the development of an environmental document, the lead bureau will collaborate, to the fullest extent possible, with all cooperating agencies concerning those issues relating to their jurisdiction and special expertise. Cooperating agencies may, by agreement with the lead bureau, help to do the following:

(a) Identify issues to be addressed;

(b) Arrange for the collection and/or assembly of necessary resource, environmental, social, economic, and institutional data;

(c) Analyze data;

(d) Develop alternatives;

(e) Evaluate alternatives and estimate the effects of implementing each alternative; and

(f) Carry out any other task necessary for the development of the environmental analysis and documentation.