

Glen Canyon Dam Adaptive Management Work Group
Agenda Item Form
February 15-16, 2017

Agenda Item

Charter Ad Hoc Group Report

Action Requested

✓ Motion.

The Charter Ad Hoc Group recommends that AMWG recommend renewal of the AMWG Charter by the Secretary with changes as noted in the attached. *(See the attachment to this AIF for the redlined text.)*

Purpose of Agenda Item

To make a recommendation to the Secretary of the Interior regarding changes to the AMWG Charter for the upcoming Charter renewal.

Presenter

Kathleen Callister, Manager, Environmental Resources Division, Bureau of Reclamation and Chair of the Charter Ad Hoc Group

Previous Action Taken

When the AMWG Charter is up for renewal, the AMWG has often provided a recommendation to the Secretary of the Interior regarding suggested changes to the Charter.

Relevant Science

N/A

Background Information

The Federal Advisory Committee Act limits approved charters to a two-year duration. The AMWG Charter was last renewed in August 2015. The AMWG made a recommendation to the Secretary regarding that renewal at its May 2015 meeting, based upon a recommendation from the Charter Ad Hoc Group.

The current charter expires in August 2017. The Charter Ad Hoc Group (CAHG), chaired by Kathleen Callister of the Bureau of Reclamation, met in a series of conference calls leading to recommended revisions to the existing charter. Their charge was as follows: “Make a recommendation to the AMWG regarding changes to the current AMWG Charter, if any are in order, in time for a new Charter to be approved by the Secretary by August 2017.”

The following people participated in the CAHG deliberations, or were kept apprised of progress via email:

Charter Ad Hoc Group Report, continued

Kathleen Callister (Chair), Bureau of Reclamation
Jan Balsom, National Park Service – Grand Canyon
Dave Brown, Grand Canyon River Guides
Shane Capron, Western Area Power Administration
Jennifer Crandell, State of Nevada
Jayne Harkins, Colorado River Commission Of Nevada
Paul W. Harms, New Mexico Interstate Stream Commission
Chris Harris, Colorado River Board of California
Leslie James, Colorado River Energy Distributor’s Association
Vineetha Kartha, AZ Department of Water Resources (CRWMS)
Jessica Neuwerth, Colorado River Board of California
Mary Orton, The Mary Orton Company, LLC
Ted Rampton, Utah Associated Municipal Power Systems
Seth Shanahan, Southern Nevada Water Authority
Mike Yeatts, Hopi Tribe

The recommendations of the CAHG are indicated in the redlined version of the current AMWG Charter, attached.

**Attachment: Recommended Text of the AMWG Charter From the Charter AHG
(recommended changes are in red text):**

U.S. Department of the Interior

Glen Canyon Dam Adaptive Management Work Group

CHARTER

- 1. Committee's Official Designation.** Glen Canyon Dam Adaptive Management Work Group (AMWG).
- 2. Authority.** The Grand Canyon Protection Act (Act) of October 30, 1992, Public Law 102-575-~~Sections 1802, 1804, and 1805~~; Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. Appendix 2.
- 3. Objectives and Scope of Activities.** The Glen Canyon Dam Adaptive Management Program (AMP) provides for monitoring the results of the operating criteria and plans adopted by the Secretary of the Interior (Secretary), and for research and studies to suggest appropriate changes to those plans and operating criteria.

The AMP includes the AMWG. The AMWG will provide advice and recommendations to the Secretary relative to the operation of Glen Canyon Dam. The Secretary's Designee is the Assistant Secretary for Water and Science who will serve as the Chair and the Designated Federal Officer (DFO) to the AMWG. The AMWG will recommend suitable monitoring and research programs and make recommendations to the Secretary. The AMWG may recommend research and monitoring proposals outside the Act which complement the AMP process, but such proposals will be funded separately, and shall not deter from the focus of the Act.

Under Section 1802(a) of the Act, "[t]he Secretary shall operate Glen Canyon Dam in accordance with the additional criteria and operating plans specified in Section 1804 [of the Act] and exercise other authorities under existing law in such a manner as to protect, mitigate adverse impacts to, and improve the values for which Grand Canyon National Park and Glen Canyon National Recreation Area were established, including but not limited to, natural and cultural resources and visitor use." Under Section 1802(b) of the Act, "[t]he Secretary shall implement this section [of the Act] in a manner fully consistent with and subject to the Colorado River Compact, the Upper Colorado River Basin Compact, the Water Treaty of 1944 with Mexico, the decree of the Supreme Court in Arizona v. California, and the provisions of the Colorado River Storage Project Act of 1956 and the Colorado River Basin Project Act of 1968 that govern allocation, appropriation, development, and exportation of the waters of the Colorado River basin."

- 4. Description of Duties.** The duties or roles and functions of the AMWG are in an advisory capacity only. They are to:

- a. Establish AMWG operating procedures.
 - b. Advise the AMP and the Secretary in meeting environmental and cultural commitments including those contained in the Record of Decision for the Glen Canyon Dam Long-Term Experimental and Management Plan Final Environmental Impact Statement ~~Glen Canyon Dam Environmental Impact Statement Record of Decision (GCDEIS ROD)~~ and subsequent related decisions.
 - c. Recommend the framework for the AMP policy, goals, and direction.
 - d. Recommend resource management objectives for development and implementation of a long-term monitoring plan, and any necessary research and studies required to determine the effect of the operation of Glen Canyon Dam on the values for which Grand Canyon National Park and Glen Canyon National Recreation Area were established, including but not limited to, natural and cultural resources, and visitor use.
 - e. Review and provide input on the report identified in Section 1804(c)(2) of the Act to the Secretary, the Congress, and the Governors of the Colorado River Basin States. This annual report includes discussion on dam operations, the operation of the AMP, status of resources, and measures taken to protect, mitigate, and improve the resources defined in the Act.
 - f. Annually review long-term monitoring data to provide advice on the status of resources and whether the ~~Desired Future Conditions and~~ AMP ~~Strategic Plan~~ goals and objectives are being met.
 - g. ~~Monitor and report~~ Review and provide input on all AMP program activities undertaken to comply with applicable laws, including permitting requirements.
- 5. Agency or Official to Whom the Committee Reports.** The AMWG reports to the Secretary through the Secretary's Designee.
 - 6. Support.** The logistical and support services for the meetings of the AMWG will be provided by the Bureau of Reclamation.
 - 7. Estimated Annual Operating Costs and Staff Years.** The estimated annual operating costs associated with supporting the AMWG's functions are \$600,000, including all direct and indirect expenses. It is estimated that five FTE's will be required to support the AMWG.
 - 8. Designated Federal Officer.** The DFO is the Assistant Secretary for Water and Science who is a full-time Federal employee appointed in accordance with Agency

procedures. The DFO or designee will approve or call all AMWG and subcommittee meetings, prepare and approve all meeting agendas, attend all AMWG and subcommittee meetings, adjourn any meetings when the DFO determines adjournment to be in the public interest and chair meetings when directed to do so by the Secretary. The DFO will facilitate input and coordination of information from the AMWG to the Secretary to ensure that advice and recommendations are communicated in accordance with FACA. This will be accomplished by a memorandum annually or more often, if appropriate, from the DFO and the Secretary.

9. Estimated Number and Frequency of Meetings. The AMWG is expected to meet approximately twice a year, and at such other times as designated by the DFO.

10. Duration. Continuing.

11. Termination. The AMWG will terminate 2 years from the date the charter is filed, unless prior to that date, it is renewed in accordance with the provisions of Section 14 of the FACA. The AMWG will not meet or take any action without a valid current charter.

12. Membership and Designation. Members and alternate members of the AMWG appointed by the Secretary will be comprised of, but not limited to, the following:

- a. Secretary's Designee, who will serve as Chairperson for the AMWG.
- b. One representative each from the following entities:
 - (1) The Secretary of Energy (Western Area Power Administration)
 - (2) Arizona Game and Fish Department
 - (3) Hopi Tribe
 - (4) Hualapai Tribe
 - (5) Navajo Nation
 - (6) San Juan Southern Paiute Tribe
 - (7) Southern Paiute Consortium
 - (8) Pueblo of Zuni
- c. One representative each from the Governors from the seven basin States:
 - (1) Arizona
 - (2) California
 - (3) Colorado
 - (4) Nevada
 - (5) New Mexico
 - (6) Utah
 - (7) Wyoming

- d. Representatives each from the general public as follows:
 - (1) Two from environmental organizations
 - (2) Two from the recreation industry
 - (3) Two from contractors who purchase Federal power from Glen Canyon Powerplant

- e. One representative from each of the following DOI agencies as ex-officio nonvoting members:
 - (1) Bureau of Reclamation
 - (2) Bureau of Indian Affairs
 - (3) U.S. Fish and Wildlife Service
 - (4) National Park Service

Members will be appointed to the AMWG by the Secretary, with input and recommendations from the above-referenced agencies, States, tribes, contractors for Federal power from Glen Canyon Dam, environmental organizations, and other stakeholders.

Each member may also recommend an alternate member for appointment by the Secretary. Members and alternates of the AMWG will be appointed for a 4-year term.

Members of the AMWG serve without compensation, except that the DFO, in his or her sole discretion, may choose to allow compensation for the Technical Work Group subcommittee chairperson according to applicable authorities. While away from their homes or regular places of business, members engaged in AMWG or subcommittee business approved by the DFO may be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service under Section 5703 of Title 5 of the United States Code.

A vacancy on the AMWG will be filled in the same manner in which the original appointment was made.

13. Ethics Responsibility. No AMWG member, alternate member, or subcommittee member will participate in any specific party matter including a lease, license, permit, contract, claim, agreement, or related litigation with the Department in which the member has a direct financial interest.

14. Subcommittees. Subject to the DFO's approval, subcommittees may be formed for the purpose of compiling information or conducting research. However, such subcommittees must act only under the direction of the DFO and must report their recommendations to the full AMWG for consideration. The AMWG Chair will appoint subcommittee members. Subcommittees must not provide advice or work

products directly to the Agency. Subcommittees will meet as necessary to accomplish their assignments, subject to the approval of the DFO and the availability of resources.

15. Recordkeeping. The records of the AMWG, and formally and informally established subcommittees of the AMWG, shall be handled in accordance with General Records Schedule 26, Item 2 and other approved Agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

RECLAMATION

Managing Water in the West

Charter Ad Hoc Group (CAHG) Report

February 15, 2017



U.S. Department of the Interior
Bureau of Reclamation

CAHG Members:

- **Kathleen Callister (Chair) - Reclamation**
- **Jan Balsom, National Park Service – Grand Canyon**
- **Dave Brown, Grand Canyon River Guides**
- **Shane Capron, Western Area Power Administration**
- **Jayne Harkins, Colorado River Commission Of Nevada**
- **Paul W. Harms, New Mexico Interstate Stream Commission**
- **Chris Harris, Colorado River Board of California**
- **Leslie James, Colorado River Energy Distributor's Association**
- **Vineetha Kartha, AZ Department of Water Resources (CRWMS)**
- **Jessica Neuwerth, Colorado River Board of California**
- **Ted Rampton, Utah Associated Municipal Power Systems**
- **Seth Shanahan, Southern Nevada Water Authority**
- **Mike Yeatts, Hopi Tribe**

RECLAMATION

Background:

- FACA Charters have a two-year duration
- The current AMWG charter expires in August 2017
- Charge to CAHG in October 2017
 - Make a recommendation to the AMWG regarding changes to the current AMWG Charter, if any are in order, in time for a new Charter to be approved by the Secretary by August 2017*
- New charter needs to be to Reclamation FACA Coordinator before end of April 2017

RECLAMATION

Timeline:



PROJECT DETAILS

DATE	MILESTONE
8/15/2016	Formation of CAHG
10/17/2016	CAHG Meeting
1/17/2017	CAHG Meeting
1/31/2017	CAHG Meeting
2/15/2017	CAHG recommends revisions to AMWG
4/15/2017	Submit Charter to Reclamation FACA Coor
8/23/2017	Charter signed by Secretary and filed with GSA

RECLAMATION

CAHG Meeting Discussions:

- Consistency with LTEMP ROD
- Make as few changes as necessary
- We reached consensus on January 31, 2017 on recommending changes to Section 2, 4, and 13.

Recommended Changes:

Section 2. Authority

Attachment: Recommended Text of the AMWG Charter From the Charter AHG
(recommended changes are in red text):

U.S. Department of the Interior

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2. **Authority.** The Grand Canyon Protection Act (Act) of October 30, 1992, Public Law 102-575. ~~Sections 1802, 1804, and 1805~~; Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. Appendix 2.

Recommended Changes:

Section 4. Description of Duties

4. **Description of Duties.** The duties or roles and functions of the AMWG are in an advisory capacity only. They are to:

- a. Establish AMWG operating procedures.
- b. Advise the AMP and the Secretary in meeting environmental and cultural commitments including those contained in the Record of Decision for the Glen Canyon Dam Long-Term Experimental and Management Plan Final Environmental Impact Statement ~~Glen Canyon Dam Environmental Impact Statement Record of Decision (GCDEIS ROD)~~ and subsequent related decisions.
- c. Recommend the framework for the AMP policy, goals, and direction.
- d. Recommend resource management objectives for development and implementation of a long-term monitoring plan, and any necessary research and studies required to determine the effect of the operation of Glen Canyon Dam on the values for which Grand Canyon National Park and Glen Canyon National Recreation Area were established, including but not limited to, natural and cultural resources, and visitor use.

Recommended Changes:

Section 4. Description of Duties (cont.)

- e. Review and provide input on the report identified in Section 1804(c)(2) of the Act to the Secretary, the Congress, and the Governors of the Colorado River Basin States. This annual report includes discussion on dam operations, the operation of the AMP, status of resources, and measures taken to protect, mitigate, and improve the resources defined in the Act.
- f. Annually review long-term monitoring data to provide advice on the status of resources and whether the ~~Desired Future Conditions and~~ AMP ~~Strategic Plan~~ goals and objectives are being met.
- g. ~~Monitor and report~~ Review and provide input on all AMP program activities undertaken to comply with applicable laws, including permitting requirements.

Recommended Changes:

Section 13. Ethics Responsibility

13. Ethics Responsibility. No AMWG member, alternate member, or subcommittee member will participate in any specific party matter including a lease, license, permit, contract, claim, agreement, or related litigation with the Department in which the member has a direct financial interest.

Motion Recommended by the CAHG:

“The Charter Ad Hoc Group recommends that AMWG recommend renewal of the AMWG Charter by the Secretary with changes as noted in the attached”

QUESTIONS?

RECLAMATION