



DEPARTMENT OF THE ARMY
U.S. Army Corps of Engineers
WASHINGTON, D.C. 20314-1000

REPLY TO
ATTENTION OF:

CECC-G

26 SEP 2001

MEMORANDUM FOR ALL MAJOR SUBORDINATE COMMAND, DISTRICT
COMMAND, FIELD OPERATING ACTIVITY, AND LABORATORY COUNSELS

SUBJECT: CECC-G Bulletin No. 01- 16, Acceptance of Non-Federal Funds for Work at
Recreation Facilities

1. Recently, we have received several inquiries regarding the acceptance of corporate or other non-Federal funds for use at Corps recreation facilities. (See, for example, attached memorandum signed by the Chief Counsel.) In advising your clients regarding acceptance of such funds, you should consider section 225 of the Water Resources Development Act of 1992 (33 U.S.C. § 2328), referred to as the Challenge Partnership Program, and section 203 of that same act (33 U.S.C. § 2325), referred to as the Contributions Program. Specific guidance on these authorities is set out in Chapters 11 and 12 of ER 1130-2-500 and EP 1130-2-500.

2. Related to questions on acceptance of funds is the nature of recognition that may be afforded contributors. Recognition must be in a manner consistent with the mission and goals of the Corps and with standards of ethical conduct. Recognition must avoid any suggestion of commercialization, advertising, or endorsement of a product, service, or organization. The Office of the Chief Counsel expects that any recognition afforded shall have received legal review and approval.

3. The point of contact for this bulletin is Susan Nee, who can be reached at (202) 761-1696, or by e-mail at susan.g.nee@usace.army.mil.

Encl

A handwritten signature in black ink, appearing to read "Rupert Jennings", with a stylized flourish at the end.

RUPERT JENNINGS
Assistant Chief Counsel for Legislation,
Fiscal, and General Law



DEPARTMENT OF THE ARMY

U.S. Army Corps of Engineers
WASHINGTON, D.C. 20314-1000

REPLY TO
ATTENTION OF:

CECC-ZA

3 August 2001

MEMORANDUM FOR THE COMMANDING GENERAL

SUBJECT: The Use of Corporate Sponsorship at Recreation Facilities

1. We understand that increased use of Corps recreation facilities is expected during the Lewis and Clark Commemoration period and you asked for an action plan to get Corps recreation areas along the expedition route up to standard. You directed the staff to identify facility standards and funding requirements to get the targeted facilities to standard. This office was tasked to investigate the possibility of using corporate sponsorship at recreation facilities. We understand the tasking to ask whether private funding may be accepted to bring targeted facilities up to standard. As discussed below, it is our opinion that such funding may be accepted.
2. The Water Resources Development Act of 1992 includes two separate authorities which would allow the acceptance of private funding. Section 225 authorizes the Secretary to enter into cooperative agreements with non-Federal public and private entities to share the cost of managing recreation facilities and natural resources at Corps projects where such facilities and resources are being maintained at complete Federal expense. Section 203 authorizes the Secretary to accept from entities, other than the project sponsor, certain contributions in connection with carrying out a water resources project for environmental protection and restoration or for recreation. Under both section 225, referred to as the Challenge Partnership Program, and section 203, referred to as the Contributions Program, the Secretary is authorized to accept contributions of funds, materials, and services,
3. Specific guidance on accepting funds pursuant to these authorities is set out in Chapters 11 and 12 of ER 1130-2-500 and EP 1130-2-500. Recognition of contributors is encouraged as a way to express appreciation to, and acknowledge the support of, those contributors. However, recognition must be in a manner consistent with the mission and goals of the Corps and with the standards of ethical conduct. Recognition must avoid any suggestion of commercialization, advertising, or endorsement of a product, service, or organization.

CECC-ZA

SUBJECT: The Use of Corporate Sponsorship at Recreation Facilities

4. My point of contact for this action is Susan Nee (761-1 696).

A handwritten signature in cursive script that reads "Robert M. Andersen". The signature is written in black ink and is positioned above the printed name and title.

ROBERT M. ANDERSEN
Chief Counsel