

Federal Laws

During the conservation and/or resource planning process there are numerous federal laws that may have an impact on the decision-making process. If applicable, the following laws (see reference for additional information) need to be addressed during the planning process:

The Clean Water Act, Section 404 Permit

Anyone proposing to construct, operate or maintain any dam, dock, pier, wharf, sluice, levee, dike, building, utility crossing, piling, wall, fence or other structure in, or dredge, fill or otherwise alter the bed or banks of, any stream, lake, wetland, floodplain or floodway subject to State or Federal regulatory jurisdiction should apply for agency approvals. The appropriate copy of the joint application form, drawing, and copy of any additional support information should be sent to each of the regulatory agencies. Approvals may be required by any or all of the agencies. Applications filed simultaneously with the U.S. COE, IDOT/DWR and IEPA will be processed concurrently, in an independent manner, and should result in expedited receipt of all agency determinations. If a permit is not required by one or more of the agencies, they will inform the applicant and the other agencies.

Food Security Act 1985 (National Food Security Act Manual)

Food, Agricultural, Conservation, and Trade Act of 1990 (National Food Security Act Manual)

Farm Security and Rural Investment Act of 2002 (Farm Bill)

Endangered Species Act of 1973 (General Manual 190, Part 410)

Executive Order 11988 - Floodplain Management (3 C.F.R. 117 (1978))

Executive Order 11988 requires federal agencies to refrain from adversely impacting wetlands through modification and development. The order also directs federal agencies to avoid floodplain development if other practicable alternatives exist.

Executive Order 11990 - Protection of Wetlands (3 C.F.R. 121 (1978))

Executive Order 11990 requires federal agencies to minimize detrimental actions affecting wetlands while preserving and enhancing the natural and beneficial values of wetlands.

River Basin Activities (General Manual 150, Part 405)

Clean Water Act, Section 401 - Water Quality Certification (33 U.S.C. 1341)

Section 401 of the Clean Water Act allows the State of Illinois to review projects requiring federal permits to ensure compliance with state water quality standards.

Conservation Planning & Application (General Manual 180, Parts 401-408)

Cartography and Remote Sensing (General Manual 170, Parts 400-401)

Equal Opportunity (General Manual 230, Part 403)

Land Treatment Program (General Manual 300, Part 400)

Land Use (General Manual 300, Parts 400-401)

Farmland Protection Policy Act (FPPA) (General Manual 310, Part 401-404 and Land Evaluation Site Assessment Handbook)

National Environmental Policy Act (NEPA) (General Manual 190, Part 410)

National Historic Preservation Act, as amended (General Manual 420, Parts 401 & 601 (Cultural Resources))

Internal Revenue Code (General Manual 190, Part 403)

Limited Resource Farmer Initiative (General Manual 190, Part 406)

Watershed Protection and Flood Prevention Act (PL-566) National Watershed Manual

Use of Pesticides (PL-516) (General Manual 190, Part 404)

Rural Development (General Manual 410, Part 400)

Wild and Scenic Rivers Act