



**EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503**

June 15, 2016

BUDGET DATA REQUEST NO. 16-26

MEMORANDUM FOR: PROGRAM DEPUTY ASSOCIATE DIRECTORS

FROM: Dave Rowe
Deputy Assistant Director for Budget

SUBJECT: 2016 Chesapeake Bay Restoration Budget Crosscut Report

Due Dates: **Tuesday, July 26, 2016:** Agencies complete data entry.
Tuesday, August 2, 2016: RMOs complete their review of agency data.

Affected Departments: Department of Agriculture; Department of Commerce; Department of Defense; Department of Health and Human Services; Department of Homeland Security; Department of Interior; Department of State; Department of Transportation; and the Environmental Protection Agency.

This BDR should be shared with agencies.

Contacts:

- General Questions: Andrea Grossman (AGrossman@omb.eop.gov 202-395-4756)
- Agency-specific questions: OMB RMO contact(s)
- Technical questions on accessing or using the MAX Community: MAX Support (202-395-6860) or MAXSupport@omb.eop.gov

Key Link: The following MAX Community page has been set up to collect responses for this data request:
<https://community.max.gov/display/OMB/2016+Chesapeake+Bay+Restoration+Spending+Crosscut>

This page also includes instructions for this BDR and funding tables for agencies to update.

Note: *If you do not have a MAX account, it is easy to obtain one by going to <https://max.gov/register>. If your e-mail address is from a pre-approved Federal Government e-mail domain and your name is sufficiently represented in your e-mail address, you will automatically be granted access. If not, you will receive additional simple instructions to gain access. If you have any questions, please contact MAX Support.*

Purpose: To fulfill the requirements of Section 3 of the Chesapeake Bay Accountability and Recovery Act of 2014 (CBARA).

Background: CBARA requires the Director of OMB to submit an annual, interagency Chesapeake Bay Restoration Budget Crosscut Report to Congress. FY 2016 is the first year for which OMB needs to submit a crosscut budget to Congress. OMB intends to use this BDR and the first report as a template for future years; given this, OMB asks that agencies give thoughtful consideration of which programs and projects should be included in this crosscut.

Budget Data Included in the Crosscut: Under the CBARA, the Chesapeake Bay Restoration Budget Crosscut Report is to provide:

1. Proposed Federal funding to be carried out in the succeeding fiscal year (**BA request included in the FY 2017 President's Budget**)
2. Expenditures for Federal restoration activities for the preceding two fiscal years and the current fiscal year (**FY 2014 – FY 2016 Outlays**)

3. An accounting of obligations for restoration activities during current and preceding years **(FY 2014 – 2016 Obligations)**
4. A description of specific Federal projects proposed in the succeeding fiscal year (i.e., the budget year), including project description, authorization level, and status. These projects should include U.S. Army Corps of Engineers' projects. **(FY 2017 Project Descriptions)**

OMB recognizes obligations and outlay information can include funds from multiple fiscal years, and that any current year estimates can change regularly. For FY 2014 and FY 2015, agencies should report total obligations and outlays in that fiscal year, regardless of when the funding was first made available. For example, if an agency in FY 2015 outlayed \$500,000 of FY 2014 funding and \$500,000 of FY 2013 funding, they should report a total \$1 million in outlays for FY 2015. When actual data on obligations and outlays for these activities are not available, agencies should report estimates of these amounts, based on account-level obligations and outlays. Agencies should also note the basis for these estimates.

In the case of the current fiscal year, agencies should sum obligations and outlays and report totals as of April 1, 2016 (through Q2 of FY 2016).

While the above data is required by CBARA, OMB also asks agencies to report BA levels from FY 2014 through FY 2016 **(FY 2014 – FY 2016 Operating Levels)**. After reviewing this information, OMB will consider whether to include this information in this report.

Crosscut Scope: The Chesapeake Bay Watershed includes tributaries draining into the Chesapeake Bay. Chesapeake Bay jurisdictions include Delaware, the District of Columbia, Maryland, New York, Pennsylvania, Virginia, and West Virginia.

Federal restoration activities include programs and projects with the express intent to directly protect, conserve, or restore living resources, habitat, water resources, or water quality in the Chesapeake Bay watershed. These include programs or projects to provide financial and technical assistance for responsible land use, stewardship, and community engagement in the Chesapeake Bay. Categories for consideration include physical restoration, planning, feasibility studies, scientific research, monitoring, education, and infrastructure development. Not all categories are relevant to all Federal agencies.

Under the requirements of the CBARA, this crosscut report should include all Chesapeake Bay restoration activities that are funded at amounts greater than or equal to \$300,000. This includes the reporting of geographic estimations

described below, and OMB encourages Agencies to roll up funding in their definitions of a program to meet these thresholds.

Related Crosscuts: While this is a first request for the Chesapeake Bay, agencies also report data for similar crosscuts and are encouraged to use these crosscuts as models for the data reported here. Agencies currently report annual Chesapeake Bay spending information to EPA in progress reports under Executive Order 13508, and to OMB annually for restoration activities in the Great Lakes, most recently under BDR 15-23. Agencies should review their responses and evaluate whether a similar set of programs is warranted in response to this request.

CBARA requires similar State funding data, to the extent it is available. OMB will also include data in this report on Chesapeake Bay funding at the State level, and is collecting this data separately. Agencies will not be expected to review or approve State data.

Actions Required:

1. The MAX Community site includes funding tables for Chesapeake Bay restoration programs and projects: <https://community.max.gov/display/OMB/2016+Chesapeake+Bay+Restoration+Spending+Crosscut>

Departments or agencies should populate funding tables to reflect operating levels, obligations, outlay, and requested levels FY 2014 – 2017 for restoration activities as described above. Each department or agency has its own designated spreadsheet. Please do not adjust any formatting in the Excel files.

- The crosscut is limited to programs or activities that affect the Chesapeake Bay watershed. For most programs, this means Chesapeake Bay watershed funds will need to be culled from non-Chesapeake Bay watershed funds.
 - For example, Virginia receives EPA funds for State-wide water quality programs that benefit the Chesapeake Bay, Mississippi River, and North Carolina Sounds watersheds. This crosscut excludes funding provided for activities in the latter areas.
 - In cases such as this, you may need to extrapolate Chesapeake Bay watershed funding. For example, if a State-wide water quality program is funded at \$1 million annually, and the Chesapeake Bay watershed comprises 30 percent of the State's total land area, for the purposes of this report it would be acceptable to assume that the Chesapeake Bay watershed receives \$300,000 annually from this State program. Please note that this would meet the

minimum threshold reporting requirements for this request, but a lower geographic percentage of the same total would not.

- If appropriate, provide data on specific Federally-funded projects proposed in the FY 2017 Budget. Projects are defined as those activities with individual, discrete authorizations from Congress, such as those under a Water Resources Development Act. Totals should only include Federal funding; non-Federal matching funds should not be included. OMB expects that this requirement will primarily apply to the Army Corps of Engineers. Other agencies should consult with their RMOs on whether to include their specific projects in this crosscut.

2. Update all tables by July 26, 2016, which gives agencies six weeks to respond.