OFFICE OF THE SECRETARY OF DEFENSE
1950 DEFENSE PENTAGON
WASHINGTON, DC 20301-1950

ADMINISTRATION AND
MANAGEMENT

OCT 2 6 2010

The Honorable David R. Obey
Chairman
Committee on Appropriations
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman,

Enclosed is a copy of the charter that renews the Missouri River (South Dakota) Task Force, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

Copies of this charter are also being filed with the Library of Congress, the Senate Committees on Armed Services, Appropriations; and the House Committees on Armed Services.

Sincerely,

James D. Freeman II
Deputy Advisory Committee Management
Officer for the Department of Defense

1 Enclosure
As stated

OFFICE OF THE SECRETARY OF DEFENSE
1950 DEFENSE PENTAGON
WASHINGTON, DC 20301-1950

ADMINISTRATION AND
MANAGEMENT

OCT 2 6 2010

The Honorable Ike Skelton
Chairman
Committee on Armed Services
U.S. House of Representatives
2120 Rayburn House Office Building
Washington, D.C. 20515

Dear Mr. Chairman,

Enclosed is a copy of the charter that renews the Missouri River (South Dakota) Task Force, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

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James D. Freeman II
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OCT 2 6 2010

Library of Congress
Federal Advisory Committee Desk
Government Documents Section
101 Independence Avenue, S.E.
Washington, D.C. 20540

Dear Sir or Madam,

Enclosed is a copy of the charter that renews the Missouri River (South Dakota) Task Force, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

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Sincerely,

James D. Freeman II
Deputy Committee Management Officer
for the Department of Defense

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ADMINISTRATION AND
MANAGEMENT

OCT 2 6 2010

The Honorable Daniel K. Inouye
Chairman
Committee on Appropriations
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman,

Enclosed is a copy of the charter that renews the Missouri River (South Dakota) Task Force, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C., Appendix).

Copies of this charter are also being filed with the Library of Congress, the Senate Committees on Armed Services; and the House Committees on Armed Services, Appropriations.

Sincerely,

James D. Freeman II
Deputy Committee Management Officer
for the Department of Defense

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OFFICE OF THE SECRETARY OF DEFENSE
1950 DEFENSE PENTAGON
WASHINGTON, DC 20301-1950

ADMINISTRATION AND
MANAGEMENT

OCT 2 6 2010

The Honorable Carl Levin
Chairman
Committee on Armed Services
United States Senate
228 Russell Senate Office Building
Washington, D.C. 20510

Dear Mr. Chairman,

Enclosed is a copy of the charter that renews Missouri River (South Dakota) Task Force, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

Copies of this charter are also being filed with the Library of Congress, the Senate Committees on Appropriations; and the House Committees on Armed Services, and Appropriations.

Sincerely,

James D. Freeman II
Deputy Committee Management Officer
for the Department of Defense

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As stated

CHARTER
MISSOURI RIVER (SOUTH DAKOTA) TASK FORCE

1. Committee's Official Designation: The Committee shall be known as the Missouri River (South Dakota) Task Force (hereafter referred to as "the Task Force").

2. Authority: The Secretary of Defense, under the provisions of Section 905 of Title IX, the Missouri River Restoration Act of 2000, Public Law 106-541, the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix) and 41 CFR § 102-3.50(a), established the Task Force.

3. Objectives and Scope of Activities: The Task Force shall provide independent advice and recommendations on plans and projects to reduce siltation of the Missouri River in the State of South Dakota, as set out in paragraph 4 below; and in Section 905 of Title IX, the Missouri River Restoration Act of 2000; and Public Law 106-541.

4. Description of Duties: The Task Force shall provide independent advice and recommendations to the Secretary of the Army on plans and projects to reduce siltation of the Missouri River in the State of South Dakota and to meet the objectives of the Pick-Sloan Program. Specifically, the Task Force's duties, set out in Public Law 106-541, Section 905, paragraphs (c)-(e) and include the following tasks:

    a. Prepare and approve, by a majority of the members, a plan for the use of the funds made available under Public Law 106-541, to promote conservation practices in the Missouri River watershed, control and remove the sediment from the Missouri River, protect recreation on the Missouri River from sedimentation, and protect Indian and non-Indian historical and cultural sites along the Missouri River from erosion;

    b. Develop and recommend to the Secretary of the Army for implementation critical restoration projects meeting the goals of the plan; and

    c. Determine if these projects primarily benefit the Federal Government.

    The Secretary of the Army may act upon the Task Force's advice and recommendations.

5. Agency or Official to Whom the Committee Reports: The Task Force shall report to the Secretary of the Army and the U.S. Army Corps of Engineers, and the report shall be in compliance with Public Law 106-541, Section 905, paragraphs (c)-(e).

6. Support: The Department of Defense, through the Secretary of the Army, the Assistant Secretary of the Army for Civil Works, and the U.S. Army Corps of Engineers, shall provide support as deemed necessary for the performance of the Task Force's functions and shall ensure compliance with the requirements of the Federal Advisory

Committee Act of 1972 and the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b).

7. Estimated Annual Operating Costs and Staff Years: It is estimated that the annual operating costs, to include travel costs and contract support, is approximately $250,000.00 and 1.0 full-time equivalent (FTE).

8. Designated Federal Officer: The Designated Federal Officer, pursuant to DoD policy, shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. In addition, the Designated Federal Officer is required to be in attendance at all committee and subcommittee meetings, for the full duration of the meeting; however, in the absence of the Designated Federal Officer, an Alternate Designated Federal Officer shall attend the entire committee or subcommittee meeting.

9. Estimated Number and Frequency of Meetings: The Task Force shall meet at the call of the Task Force's Designated Federal Officer, in consultation with the Chairperson. The estimated number of Task Force meetings is no less than two per year.

10. Duration: The need for this advisory function is on a continuing basis; however this charter is subject to renewal every two years.

11. Termination: The Task Force shall terminate upon repeal of the statutory authority requiring the establishment of the Task Force. The statutory authority is Section 905(a) of Title IX, the Missouri River Restoration Act of 2000, Public Law 106-541.

12. Membership and Designation: As prescribed by Public Law 106-541, the Task Force shall be composed of not more than twenty-nine members. Specifically, the Task Force membership shall be composed of:

    a. Secretary of the Army or designee, who shall serve as the Chairperson;

    b. Secretary of Agriculture or designee;

    c. Secretary of Energy or designee;

    d. Secretary of the Interior or designee; and

    e. The Trust. The Trust is composed of twenty five members to be appointed by the Secretary of Defense, including:

        i. Fifteen members recommended by the Governor of South Dakota that represent equally the various interest of the public. Included in those fifteen individuals recommended by the Governor of South Dakota, there shall be recommendations of representatives of the South Dakota Department of Environment and Natural Resources; the South

Dakota Department of Game, Fish, and Parks; environmental groups; the hydroelectric power industry, local governments; recreation user groups; agricultural groups; and other appropriate interests.

ii. The Trust also shall include one member recommended by each of the nine Indian Tribes in the State of South Dakota; and one member recommended by the organization known as the "Three Affiliated Tribes of North Dakota."

The individuals described in 12(e) above, shall be appointed by the Secretary of the Army as representative members to the Task Force.

All Task Force members shall be appointed for two-year terms and generally will serve no more than four years total on the Task Force, or as determined by the Secretary of the Army or designee. However, each member appointed to a term appointment must have his or her appointment renewed annually by the Secretary of Defense.

Task Force members shall, with the exception of travel and per diem for official travel, serve without compensation.

13. Subcommittees: With DoD approval, the Task Force is authorized to establish subcommittees, as necessary and consistent with its mission. These subcommittees or working groups shall operate under the provisions of the Federal Advisory Committee Act of 1972, the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b), and other governing Federal statutes and regulations.

    Such subcommittees shall not work independently of the chartered Task Force, and shall report all their recommendations and advice to the Task Force for full deliberation and discussion. Subcommittees have no authority to make decisions on behalf of the chartered Task Force; nor can they report directly to the Department of Defense or any Federal officers or employees who are not Task Force members.

    Subcommittee members, if not full-time or part-time government employees, shall be appointed by the Secretary of Defense according to governing DoD policy and procedures. Such individuals shall be appointed to serve as experts and consultants under the authority 5 U.S.C. § 3109, and shall serve as special government employees, whose appointments must be renewed on an annual basis.

14. Recordkeeping: The records of the Task Force and its subcommittees shall be handled according to section 2, General Record Schedule 26 and appropriate Department of Defense policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552).

15. Filing Date: October 26, 2010