BDCP
BAY DELTA CONSERVATION PLAN

Federal and State Lead Agency Roles and Actions for the Bay Delta Conservation Plan (BDCP) and Environmental Impact Report/Environmental Impact Statement (EIR/EIS)

	DWR Department of Water Resources	USBR Bureau of Reclamation	USFWS Fish and Wildlife Service	NMFS National Marine Fisheries Service	USACE Army Corps of Engineers	EPA Environmental Protection Agency
ESA Section 10 HCP	Prepared BDCP for application for ESA Section 10 Permits (also for the State NCCP permit)		Consider the BDCP as application for an ESA Section 10 permit for incidental take of federally listed fish and wildlife species.	Consider the BDCP as application for an ESA Section 10 permit for incidental take of federally listed fish species.		
BDCP Actions and Permits	Construct proposed BDCP water conveyance facilities, implement habitat restoration and actions to reduce other biological stressors and operate SWP	Potential change in CVP water operations and potentially fund and/or implement habitat restoration activities	Permit decision on whether to issue an ESA Section 10 permit to DWR	Permit decision on whether to issue an ESA Section 10 permit to DWR	Permit decision on whether to issue CWA 404, RHA Section 10 and 408 permits to DWR for effects of BDCP to waters of the U.S. including wetlands	Shared oversight of CWA Section 404 with USACE
CEQA/NEPA	CEQA lead for Joint EIR/EIS on the BDCP	NEPA co-lead for Joint EIR/EIS on the BDCP	NEPA co-lead for Joint EIR/EIS on the BDCP	NEPA co-lead for Joint EIR/EIS on the BDCP	Federal Cooperating Agency	Federal Cooperating Agency; Review authority for EIR/EIS through NEPA and CAA Section 309
NHPA Section 106	Invited signatory for Programmatic Agreement on the BDCP	Co-signatory for Programmatic Agreement on the BDCP	Co-signatory for Programmatic Agreement on the BDCP	Co-signatory for Programmatic Agreement on the BDCP	Co-signatory for Programmatic Agreement on the BDCP	
Tribal Consultation	State consultation on BDCP water conveyance facilities, habitat restoration, actions to reduce other biological stressors and SWP operations	Federal consultation on CVP operations and potential funding and/or implementing habitat restoration	Federal consultation on Section 10 permit to DWR; Issuing Section 7 BiOp to USBR	Federal consultation on Section 10 permit to DWR; Issuing Section 7 BiOp to USBR	Federal consultation on CWA 404, RHA Section 10 and 408 permits	
ESA Section 7		Consultation with NMFS and USFWS on: CVP operations, funding and/or implementing habitat restoration (subject to appropriate authority)	Intra-Service consultation with NMFS on USFWS Section 10 permit to DWR; Issue BiOp to USBR.	Intra-Service consultation with USFWS on NMFS Section 10 permit to DWR; Issue BiOp to USBR .	Consultation with NMFS and USFWS on USACE actions: CWA 404, RHA Section 10 and 408 permits	

Acronyms: BiOp = Biological Opinion; CAA= Clean Air Act; CVP= Central Valley Project; CEQA= California Environmental Quality Act; CWA= Clean Water Act; ESA=Endangered Species Act; HCP= Habitat Conservation Plan; NEPA=National Environmental Policy Act; NCCP=Natural Community Conservation Plan; NHPA=National Historic Preservation Act; RHA= River and Harbors Act; SWP = State Water Project