



THE SECTION 408 PROGRAM STAKEHOLDER ENGAGEMENT

U.S. ARMY CORPS OF ENGINEERS

BUILDING STRONG®

If you have applied for a Section 408 permission, we want to hear about your experience! Your feedback is valuable as USACE considers future improvements to the Section 408 program.

About Section 408

The USACE Section 408 program allows another party, such as a local government, company, or individual, to alter a USACE Civil Works project. Given the widespread locations of these projects, many embedded within communities, over time there may be a need to either alter or occupy these projects and their associated lands. Reasons for alterations could include improvements to the projects, relocation of part of the project, or installing utilities or other non-project features.

The Section 408 program verifies that changes to authorized USACE Civil Works projects will not be injurious to the public interest and will not impair the usefulness of the project. This requirement was established in Section 14 of the Rivers and Harbors Act of 1899, which has since been amended several times, and is codified at 33 U.S.C. 408—the section of U.S. Code that gives the program its name.

Continual Improvement

USACE reviews Section 408 requests to alter a project using the Engineer Circular (EC) 1165-2-220 that was updated in 2018 to include substantial improvements since initial guidance was issued in 2014. USACE is seeking feedback on the current process and opportunities to improve how the program is implemented.

Why is USACE requesting stakeholder feedback now?

USACE is requesting feedback from stakeholders who have an interest in the Section 408 program to better understand their experiences. This feedback will help the program make future adjustments and identify needs for tools and resources that support related practices.

How can I provide feedback?

Stakeholders, including members of the public, can provide feedback during an upcoming listening session. For more information and to register for a listening session, please visit <https://www.usace.army.mil/Missions/Civil-Works/Section408/>.

Listening sessions are scheduled for the following dates:

- August 16, 9:00-10:30 AM ET
- August 16, 3:00-4:30 PM ET
- September 1, 9:00-10:30 AM ET
- September 1, 3:00-4:30 PM ET

Feedback may also be provided via email. To submit feedback on your experience with Section 408, please email HQ-Section408@usace.army.mil by September 20.