

this overall evaluation shall be utilized to draft new guidelines and plans of study for public participation programs to be implemented after the Master Plan has been adopted.

**PART 725—IMPLEMENTATION OF EXECUTIVE ORDERS 11988, FLOODPLAIN MANAGEMENT AND 11990, PROTECTION OF WETLANDS**

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**AUTHORITY:** The Water Resources Planning Act of 1965, sec. 402, Pub. L. 89-80, 79 Stat. 245 (42 U.S.C. 1962d-1), the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*), the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4001 *et seq.*), the Flood Disaster Protection Act of 1973, as amended (87 Stat. 975), E.O. 11988 and E.O. 11990 (42 FR 26951).

**SOURCE:** 45 FR 76683, Nov. 20, 1980, unless otherwise noted.

**Subpart A—Introduction**

**§ 725.0 Purpose.**

This rule establishes the procedures to be followed by the U.S. Water Resources Council for applying Executive Order 11988, Floodplain Management, and Executive Order 11990, Wetlands Protection, to the water resources planning assistance activities that it performs.

**§ 725.1 Authority.**

This rule is being promulgated pursuant to the Water Resources Planning Act of 1965, section 402, Pub. L. 89-90, 79 Stat. 245 (42 U.S.C. 1962d-1). In addition, Executive Order 11988, *Floodplain Management*, at section 2(d); directs the preparation of procedures imple-

menting its provisions, as does Executive Order 11990, *Protection of Wetlands*, at section 6. Each of these Orders was prepared in furtherance of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*). The floodplain management Order is also based on the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4001 *et seq.*), and the Flood Disaster Protection Act of 1977, as amended (87 Stat. 975).

**§ 725.2 Policy.**

It is the policy of the Council to provide leadership in floodplain management and the protection of wetlands. Further, the Council shall integrate the goals of the Orders to the greatest possible degree into its procedures for implementing the National Environmental Policy Act. The Council shall take action to:

- (a) Avoid long- and short-term adverse impacts associated with the occupancy and modification of floodplains and the destruction or modification of wetlands;
- (b) Avoid direct and indirect support of floodplain development and new construction in wetlands wherever there is a practicable alternative;
- (c) Reduce the risk of flood loss;
- (d) Promote the use of nonstructural loss reduction methods to reduce the risk of flood loss;
- (e) Minimize the impact of floods on human health, safety and welfare;
- (f) Minimize the destruction, loss or degradation of wetlands;
- (g) Restore and preserve the natural and beneficial values served by floodplains;
- (h) Preserve and enhance the natural and beneficial values served by wetlands;
- (i) Involve the public throughout the floodplain management and wetlands protection decisionmaking process;
- (j) Adhere to the objectives of the Unified National Program for Floodplain Management;
- (k) Continually analyze existing and new policies of the Council to ensure consistency between them and the provisions of E.O. 11988 and 11990; and
  - (1) Improve and coordinate the Council's plans, programs, functions and resources so that the Nation may attain