

THE SECRETARY OF THE INTERIOR  
Washington

ORDER NO. 3238, Amendment No. 5 (*Amended material italicized*)

SIGNATURE DATE: December 31, 2008

**Subject:** Delegation of Authority to the Commissioner of Reclamation to Implement Public Law 107-69

Sec. 1 **Purpose.** In order to provide for the security of dams, facilities, and resources under the jurisdiction of the Bureau of Reclamation, this Order delegates to the Commissioner of Reclamation, through the Assistant Secretary - Water and Science, the Secretary's authority under Public Law 107-69 (November 12, 2001), an act amending the Reclamation Recreation Management Act of 1992. This amended Secretary's Order reissues the delegation of authority granted in Secretary's Order No. 3238, dated February 1, 2002, and amends the expiration date.

Sec. 2 **Authority.** This Order is issued under the authority of Public Law 107-69 and Section 2 of Reorganization Plan No. 3 of 1950, as amended (64 Stat. 1262), 5 U.S.C. App.

Sec. 3 **Delegation.** The Commissioner of Reclamation is delegated, through the Assistant Secretary - Water and Science, all of the Secretary's authority under Public Law 107-69.

Sec. 4 **Law Enforcement.** The Commissioner may authorize law enforcement personnel from the Department of the Interior to act as law enforcement officers to enforce Federal laws and regulations within a Reclamation project or on Reclamation lands, and, may authorize the use of law enforcement personnel of any other Federal agency that has law enforcement authority (with the exception of the Department of Defense), or law enforcement personnel of any State or local government, including an Indian tribe, when deemed economical and in the public interest, through cooperative agreement or contract, to act as law enforcement officers to enforce Federal laws and regulations within a Reclamation project or on Reclamation lands, as provided in Section 1(c) of Public Law 107-69.

Sec. 5 **Effective Date.** This Order is effective immediately. It shall remain in effect until its provisions are converted to the Departmental Manual or until it is amended, superseded, or revoked, whichever occurs first. In the absence of any of the foregoing actions, this Order shall terminate and become obsolete on *September 30, 2009*.

/s/ DIRK KEMPTHORNE  
Secretary of the Interior

SO#3238A5 12/31/08  
Replaces SO#3238A4 8/31/08  
Replaces SO#3238A3 5/31/06

Replaces SO#3238A2 5/19/05  
Replaces SO#3238A1 2/24/04  
Replaces SO#3238 2/1/02

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