Umbrella Mitigation Banking Instrument (UMBI) Amendment Process (332.8(d))

1. **Sponsor prepares and submits Prospectus & Umbrella Mitigation Banking Instrument (UMBI), including at least one mitigation site plan (one site must be identified in UMBI submittal) to Corps and IRT for approval.**

2. **Review and approval of UMBI with initial mitigation site plan follows 33 CFR 332.8(d).**

3. **An UMBI serves as the basis for authorization of additional mitigation bank sites. A mitigation site plan will be submitted for each new mitigation bank site that is proposed to be developed under the UMBI. The process for a modification to the UMBI is followed in accordance with the procedures in 33 CFR 332.8(g)(1).**

4. **Modification of an approved UMBI: The sponsor provides the Corps with a written request for an UMBI modification accompanied by a proposed conceptual mitigation site plan addressing items in 332.4(c)(2-14). Additionally, the modification request will include any clarifications/alternatives to the specific terms of the UMBI proposed for consideration by the IRT for a specific site.**

5. **The sponsor will prepare a draft amendment to the UMBI including a new or revised mitigation site plan (including items in 332.4(c)(2-14)) and submit to the Corps. The Corps must notify the sponsor within 30 days of receipt whether the draft amendment is complete.**

6. **Within 30 days of close of the PN comment period, the Corps provides a written initial evaluation as to the potential of the new proposed mitigation bank site to provide compensatory mitigation for DA permits. Information includes practicability of the bank, comments on baseline mitigation concept plan, and any information needed.**

7. **The Corps will provide the draft amendment to the IRT for a 30-day review. Following the comment period, the Corps will discuss comments with the appropriate agencies and sponsor to seek to resolve the issues. Within 90 days of receipt of the complete draft amendment, the Corps must indicate to the sponsor if the draft amendment is generally acceptable and what changes are needed, if any.**

8. **The sponsor must submit a final amendment to the Corps for approval with supporting documentation that explains how the final amendment addresses the comment provided by the IRT. The final amendment is provided directly by the sponsor to the IRT.**

9. **Within 30 days of receipt of the final amendment, the Corps will notify the IRT whether or not they intend to approve the amendment. If no IRT objects by initiating the dispute resolution process within 45 days of receipt of the final amendment, the Corps notifies the sponsor of the intent to approve the amendment and arranges for the amendment to be signed by the appropriate agencies.**