

114TH CONGRESS
1ST SESSION

H. R. 1203

To amend the Federal Water Pollution Control Act to clarify that the Administrator of the Environmental Protection Agency does not have the authority to disapprove a permit after it has been issued by the Secretary of the Army under section 404 of such Act.

IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2015

Mr. MCKINLEY (for himself, Mr. PETERSON, Mr. JENKINS of West Virginia, and Mr. MOONEY of West Virginia) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend the Federal Water Pollution Control Act to clarify that the Administrator of the Environmental Protection Agency does not have the authority to disapprove a permit after it has been issued by the Secretary of the Army under section 404 of such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PERMITS FOR DREDGED OR FILL MATERIAL.**

4 (a) IN GENERAL.—Section 404(c) of the Federal
5 Water Pollution Control Act (33 U.S.C. 1344(c)) is
6 amended by striking “The Administrator is authorized”
7 and inserting “Until such time as the Secretary has issued

1 a permit under this section, the Administrator is author-
2 ized”.

3 (b) APPLICABILITY.—The amendments made by sub-
4 section (a) shall apply—

5 (1) to a permit issued under section 404(a) of
6 the Federal Water Pollution Control Act (33 U.S.C.
7 1344(a)) after the date of enactment of this Act;
8 and

9 (2) to a permit issued under such section
10 404(a) on or before such date of enactment if the
11 Administrator failed to submit to the Secretary a
12 written objection to the permit prior to the Sec-
13 retary’s issuance of the permit.

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