

105TH CONGRESS  
1ST SESSION

# H. R. 55

To amend the Marine Protection, Research, and Sanctuaries Act of 1972 relating to the dumping of dredged material in Long Island Sound, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. FORBES introduced the following bill; which was referred to the  
Committee on Transportation and Infrastructure

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## A BILL

To amend the Marine Protection, Research, and Sanctuaries Act of 1972 relating to the dumping of dredged material in Long Island Sound, and for other purposes.

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. SHORT TITLE.**

4       This Act may be cited as the “Long Island Sound  
5       Preservation and Protection Act”.

1 **SEC. 2. DUMPING OF DREDGED MATERIALS IN LONG**  
2 **ISLAND SOUND.**

3 Section 106(f) of the Marine Protection, Research,  
4 and Sanctuaries Act of 1972 (33 U.S.C. 1416(f)) is  
5 amended to read as follows:

6 “(f) DUMPING OF DREDGED MATERIAL IN LONG IS-  
7 LAND SOUND.—

8 “(1) IN GENERAL.—No dredged material from  
9 any Federal project, or from any non-Federal  
10 project, that contains any of the constituents prohib-  
11 ited as other than trace contaminants (as defined by  
12 the Federal ocean dumping criteria set forth in sec-  
13 tion 227.6 of title 40 of the Code of Federal Regula-  
14 tions) may be dumped in Long Island Sound or  
15 Block Island Sound, except in cases in which it is  
16 demonstrated to the Administrator, and the Admin-  
17 istrator certifies by publication in the Federal Reg-  
18 ister, that the dumping of the dredged material con-  
19 taining such constituents will not cause significant  
20 undesirable effects, including the threat associated  
21 with bioaccumulation of such constituents in marine  
22 organisms.

23 “(2) FEDERAL PROJECTS EXCEEDING 25,000  
24 YARDS.—In addition to other provisions of law and  
25 notwithstanding the specific exclusion relating to  
26 dredged material in the first sentence in section

1       102(a), any dumping of dredged material in Long  
2       Island Sound from a Federal project (or pursuant to  
3       Federal authorization) by a non-Federal applicant  
4       exceeding 25,000 cubic yards shall comply with the  
5       criteria established pursuant to the second sentence  
6       of section 102(a) relating to the effects of dumping.

7               “(3) RELATION TO OTHER LAW.—Subsection  
8       (d) shall not apply to this subsection.”.

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