

Union Calendar No. 452

113TH CONGRESS
2D SESSION

H. R. 2026

[Report No. 113–607]

To amend the Federal Water Pollution Control Act to exempt certain silvicultural activities from national pollutant discharge elimination system permitting requirements, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2013

Ms. HERRERA BEUTLER (for herself, Mr. SCHRADER, Mr. BENISHEK, Mrs. McMORRIS RODGERS, Mr. RIBBLE, Mr. SIMPSON, Mr. THOMPSON of Pennsylvania, Mr. WALDEN, Mr. BISHOP of Georgia, Mr. LARSEN of Washington, Mr. RAHALL, Ms. SEWELL of Alabama, Mr. COTTON, Mr. DUNCAN of South Carolina, Mr. KINGSTON, Mr. JONES, Mr. MICHAUD, Mr. BARROW of Georgia, Mr. PETERSON, and Mr. HASTINGS of Washington) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

NOVEMBER 12, 2014

Additional sponsors: Mr. YOUNG of Alaska, Mr. WESTMORELAND, Mr. AUSTIN SCOTT of Georgia, Mr. OWENS, Mrs. CAPITO, Mr. MULVANEY, Mr. NOLAN, Mr. FLEMING, Mr. GIBSON, Mrs. ROBY, Mr. WITTMAN, Mr. CRENSHAW, Mr. HANNA, Mr. HURT, Mr. DUFFY, Mr. CRAWFORD, Mr. BUTTERFIELD, Mr. GOHMERT, Mr. ADERHOLT, Mr. LAMALFA, Mr. SOUTHERLAND, Mr. MCKINLEY, Mr. GRIFFIN of Arkansas, Mr. GOSAR, Mr. WOMACK, Mr. DAINES, Mr. HARPER, Mr. LABRADOR, Mr. REICHERT, Mr. GIBBS, Mrs. LUMMIS, Mr. ENYART, Mr. MULLIN, Mr. BACHUS, Mr. KILMER, Mr. DENHAM, Mr. GRIFFITH of Virginia, Mr. NUNNELEE, Mr. ROGERS of Alabama, Mr. SANFORD, Mr. MCINTYRE, Mr. MEADOWS, Mr. TIPTON, Mr. GOODLATTE, Mr. FORBES, Mr. RICE of South Carolina, Ms. KUSTER, Mr. PALAZZO, Mr. BARLETTA, and Mr. WALBERG

NOVEMBER 12, 2014

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To amend the Federal Water Pollution Control Act to exempt certain silvicultural activities from national pollutant discharge elimination system permitting requirements, 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 “Silviculture Regulatory
5 Consistency Act of 2013”.

6 **SEC. 2. SILVICULTURAL ACTIVITIES.**

7 Section 402(l) of the Federal Water Pollution Control
8 Act (33 U.S.C. 1342(l)) is amended by adding at the end
9 the following:

10 “(3) SILVICULTURAL ACTIVITIES.—

11 “(A) NPDES PERMIT REQUIREMENTS FOR
12 SILVICULTURAL ACTIVITIES.—The Adminis-
13 trator shall not require a permit or otherwise
14 promulgate regulations under this section or di-
15 rectly or indirectly require any State to require
16 a permit under this section for a discharge of
17 stormwater runoff resulting from the conduct of
18 the following silviculture activities: nursery op-
19 erations, site preparation, reforestation and
20 subsequent cultural treatment, thinning, pre-
21 scribed burning, pest and fire control, har-
22 vesting operations, surface drainage, and road
23 use, construction, and maintenance.

24 “(B) PERMITS FOR DREDGED OR FILL MA-
25 TERIAL.—Nothing in this paragraph exempts a

1 silvicultural activity resulting in the discharge
2 of dredged or fill material from any permitting
3 requirement under section 404.”.

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