

114TH CONGRESS
1ST SESSION

S. 1914

To amend the Federal Water Pollution Control Act with respect to the guidelines for specification of certain disposal sites for dredged or fill material.

IN THE SENATE OF THE UNITED STATES

JULY 30, 2015

Mr. KAINE (for himself and Mr. WARNER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Federal Water Pollution Control Act with respect to the guidelines for specification of certain disposal sites for dredged or fill material.

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 “Commonsense Permit-
5 ting for Job Creation Act of 2015”.

6 **SEC. 2. GUIDELINES FOR SPECIFICATION OF CERTAIN DIS-**
7 **POSAL SITES.**

8 Section 404(b) of the Federal Water Pollution Con-
9 trol Act (33 U.S.C. 1344(b)) is amended—

1 (1) by striking “(b) Subject to subsection (c) of
2 this section” and insert the following:

3 “(b) SPECIFICATION FOR DISPOSAL SITES.—

4 “(1) IN GENERAL.—Subject to subsection (c)”;

5 (2) by striking “the Secretary (1) through” and
6 inserting the following: “the Secretary—

7 “(A) through”;

8 (3) by striking “section 403(c), and (2) in any
9 case where such guidelines under clause (1) alone”
10 and inserting the following: “section 403(c); and

11 “(B) in any case in which guidelines under
12 subparagraph (A) alone”; and

13 (4) by adding at the end the following:

14 “(2) LIMITATION.—Guidelines under paragraph
15 (1) may not prohibit the specification of a site due
16 to the lack of a final site plan resulting from the
17 lack of an identified end user or industry or indus-
18 trial classification for the site when determining
19 whether there is a practicable alternative to a pro-
20 posed discharge that would result in less adverse im-
21 pact on the aquatic ecosystem.”.

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