

119TH CONGRESS
1ST SESSION

H. R. 6353

To waive certain requirements under section 306018 of title 54, United States Code, with respect to undertakings to upgrade public water systems and treatment works.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 2, 2025

Mrs. BICE introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To waive certain requirements under section 306018 of title 54, United States Code, with respect to undertakings to upgrade public water systems and treatment works.

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. SECTION 106 REQUIREMENT WAIVER.**

4 (a) IN GENERAL.—Notwithstanding section 306018
5 of title 54, United States Code (formerly known as section
6 106 of the National Historic Preservation Act), section
7 106 requirements shall not apply to an undertaking if—

1 (1) the undertaking is a project, activity, or
2 program carried out for the primary purpose of
3 structurally rehabilitating or otherwise upgrading a
4 public water system or treatment works; and

5 (2) the entity carrying out the undertaking re-
6 quests to the responsible agency that the under-
7 taking be excluded from section 106 requirements.

8 (b) DEFINITIONS.—In this section:

9 (1) PUBLIC WATER SYSTEM.—The term “public
10 water system” has the meaning given the term in
11 section 1401 of the Safe Drinking Water Act (42
12 U.S.C. 300f).

13 (2) RESPONSIBLE AGENCY.—The term “respon-
14 sible agency” means—

15 (A) the Federal agency having jurisdiction
16 over an undertaking; or

17 (B) the Federal or independent agency
18 having authority to license an undertaking.

19 (3) SECTION 106 REQUIREMENTS.—The term
20 “section 106 requirements” means—

21 (A) the requirements of section 306108 of
22 title 54, United States Code; and

23 (B) the section 106 process as it is de-
24 scribed in part 800 of title 36, Code of Federal
25 Regulations (or successor regulations).

1 (4) TREATMENT WORKS.—The term “treatment
2 works” has the meaning given the term in section
3 212 of the Federal Water Pollution Control Act (33
4 U.S.C. 1292).

5 (5) UNDERTAKING.—The term “undertaking”
6 has the meaning given the term in section 300320
7 of title 54, United States Code.

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