

117TH CONGRESS
2D SESSION

H. R. 7771

To require the Secretary of the Army and the Administrator of the Environmental Protection Agency to conduct a study analyzing the cost to permit applicants and permit holders of complying with sections 402 and 404 of the Federal Water Pollution Control Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2022

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

A BILL

To require the Secretary of the Army and the Administrator of the Environmental Protection Agency to conduct a study analyzing the cost to permit applicants and permit holders of complying with sections 402 and 404 of the Federal Water Pollution Control Act, 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. STUDY ON COST OF COMPLIANCE WITH PER-**
4 **MIT REQUIREMENTS.**

5 (a) IN GENERAL.—Not later than 1 year after the
6 date of enactment of this Act, the Secretary of the Army,

1 acting through the Chief of Engineers, and the Adminis-
2 trator of the Environmental Protection Agency shall con-
3 duct a study analyzing the cost to permit applicants and
4 permit holders of complying with sections 402 and 404
5 of the Federal Water Pollution Control Act (33 U.S.C.
6 1342 and 1344), including—

7 (1) with respect to such section 402, costs asso-
8 ciated with applications, permitting time, compliance
9 with effluent limitations and best management prac-
10 tices, and monitoring; and

11 (2) with respect to such section 404, costs asso-
12 ciated with applications, permitting time, impact
13 avoidance and minimization, and compensatory miti-
14 gation.

15 (b) CONTENTS OF STUDY.—The study required
16 under subsection (a) shall include an analysis, with respect
17 to the 5 years prior to the date of enactment of this Act,
18 of—

19 (1) the total cost to all permit applicants and
20 permit holders of complying with sections 402 and
21 404 of the Federal Water Pollution Control Act (33
22 U.S.C. 1342 and 1344);

23 (2) the average cost to a permit applicant or
24 permit holder of complying with such sections, in-
25 cluding such average cost in each such year;

1 (3) the cost to permit applicants and permit
2 holders of complying with such sections based on the
3 type of permit applicant or permit holder and the
4 economic sector to which such permit applicant or
5 permit holder belongs; and

6 (4) a comparison of such costs in urban and
7 rural areas.

8 (c) SUBMISSION.—Upon completion of the study re-
9 quired under subsection (a), the Secretary of the Army
10 and the Administrator of the Environmental Protection
11 Agency shall submit to the Committee on Transportation
12 and Infrastructure of the House of Representatives and
13 the Committee on Environment and Public Works of the
14 Senate a report containing the results of such study.

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