

**AMENDMENT TO THE COMMITTEE PRINT FOR
H.R. 1115
OFFERED BY M. _____**

Page 6, after line 14, insert the following:

1 (e) WATER QUALITY IMPACTS.—

2 (1) IN GENERAL.—Notwithstanding section 401
3 of the Federal Water Pollution Control Act (33
4 U.S.C. 1341), an applicant for a Federal authoriza-
5 tion shall not be required to provide a certification
6 under such section with respect to the Federal au-
7 thorization.

8 (2) COORDINATION.—With respect to any
9 NEPA review for a Federal authorization to conduct
10 an activity that will directly result in a discharge
11 into the navigable waters (within the meaning of the
12 Federal Water Pollution Control Act), the Commis-
13 sion shall identify as an agency under subsection
14 (d)(1) the State in which the discharge originates or
15 will originate, or, if appropriate, the interstate water
16 pollution control agency having jurisdiction over the
17 navigable waters at the point where the discharge
18 originates or will originate.

1 (3) PROPOSED CONDITIONS.—A State or inter-
2 state agency designated as a participating agency
3 pursuant to paragraph (2) may propose to the Com-
4 mission terms or conditions for inclusion in an au-
5 thorization under section 3 of the Natural Gas Act
6 or a certificate of public convenience and necessity
7 under section 7 of such Act that the State or inter-
8 state agency determines are necessary to ensure that
9 any activity described in paragraph (2) conducted
10 pursuant to such authorization or certification will
11 comply with the applicable provisions of sections
12 301, 302, 303, 306, and 307 of the Federal Water
13 Pollution Control Act.

14 (4) COMMISSION CONSIDERATION OF CONDI-
15 TIONS.—The Commission may include a term or
16 condition in an authorization under section 3 of the
17 Natural Gas Act or a certificate of public conven-
18 ience and necessity under section 7 of such Act pro-
19 posed by a State or interstate agency under para-
20 graph (3) only if the Commission finds that the term
21 or condition is necessary to ensure that any activity
22 described in paragraph (2) conducted pursuant to
23 such authorization or certification will comply with
24 the applicable provisions of sections 301, 302, 303,

1 306, and 307 of the Federal Water Pollution Con-
2 trol Act.

