

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3898  
OFFERED BY MRS. SYKES OF OHIO**

Strike section 17 and insert the following:

**1 SEC. 17. NO NET-LOSS OF WETLANDS.**

2 Not later than 180 days after the date of enactment  
3 of this Act, the Administrator of the Environmental Pro-  
4 tection Agency and the Secretary of the Army shall rein-  
5 state the no-net loss of wetlands policy, as outlined in the  
6 Executive Order 11990, titled “Protection of Wetlands”,  
7 issued on May 24, 1977 (42 Fed. Reg. 26961), and re-  
8 affirmed by the Presidential administrations of President  
9 George Herbert Walker Bush, William J. Clinton, George  
10 W. Bush, and Barack H. Obama, through the implemen-  
11 tation of the Federal Water Pollution Control Act and  
12 other Federal programs. The Administrator and the Sec-  
13 retary shall reinstate such policy through public notice and  
14 comment procedures that provide for a minimum of 30  
15 days public comment and shall publish the final policy in  
16 the Federal Register. The Administrator and the Sec-  
17 retary shall consider all available measures to ensure that  
18 there is a no net loss of wetlands in the United States

1 and shall jointly report annually to the Congress on the  
2 implementation of such policy.

