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(Original Signature of Member)

117TH CONGRESS
2D SESSION

H. R. _____

To enact the Section 401 Certification Rule, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. BUDD introduced the following bill; which was referred to the Committee
on _____

A BILL

To enact the Section 401 Certification Rule, 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. SHORT TITLE.**

4 This Act may be cited as the “Build More Pipelines
5 Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) section 401 of the Federal Water Pollution
9 Control Act (33 U.S.C. 1341) is designed to provide

1 States and authorized Indian Tribes an important
2 tool to help protect the water quality of federally
3 regulated waters within their borders, in collabora-
4 tion with Federal agencies through the cooperative
5 federalism framework of that Act (33 U.S.C. 1251
6 et seq.);

7 (2) in the years preceding the date of enact-
8 ment of this Act, States have denied water quality
9 certifications under section 401 of the Federal
10 Water Pollution Control Act (33 U.S.C. 1341) for
11 infrastructure projects for reasons other than pro-
12 tecting water quality, such as downstream green-
13 house gas emissions;

14 (3) natural gas pipelines, coal production, and
15 electric transmissions lines are vital to ensuring that
16 the people of the United States have affordable ac-
17 cess to energy;

18 (4) fuel scarcity and a lack of sufficient infra-
19 structure to transport natural gas contribute to
20 higher energy prices; and

21 (5) other infrastructure projects, such as road
22 construction to support interstate commerce, are in
23 the national interest and warrant regulatory cer-
24 tainty under section 401 of the Federal Water Pollu-
25 tion Control Act (33 U.S.C. 1341).

1 **SEC. 3. ENACTMENT OF THE SECTION 401 CERTIFICATION**

2 **RULE.**

3 The final rule of the Environmental Protection Agen-
4 cy entitled “Clean Water Act Section 401 Certification
5 Rule” (85 Fed. Reg. 42210 (July 13, 2020)) is enacted
6 into law.