

HR 4843

Federal Wetlands Jurisdiction Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Environmental Protection

Introduced: Jul 15, 2004

Current Status: Sponsor introductory remarks on measure. (CR E1409)

Latest Action: Sponsor introductory remarks on measure. (CR E1409) (Jul 19, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/4843>

Sponsor

Name: Rep. Baker, Richard H. [R-LA-6]

Party: Republican • **State:** LA • **Chamber:** House

Cosponsors (11 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Berry, Marion [D-AR-1]	D · AR		Jul 15, 2004
Rep. Bishop, Rob [R-UT-1]	R · UT		Jul 15, 2004
Rep. Cannon, Chris [R-UT-3]	R · UT		Jul 15, 2004
Rep. Doolittle, John T. [R-CA-4]	R · CA		Jul 15, 2004
Rep. Duncan, John J., Jr. [R-TN-2]	R · TN		Jul 15, 2004
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Jul 15, 2004
Rep. Ose, Doug [R-CA-3]	R · CA		Jul 15, 2004
Rep. Otter, C. L. (Butch) [R-ID-1]	R · ID		Jul 15, 2004
Rep. Tauzin, W. J. (Billy) [R-LA-3]	R · LA		Jul 15, 2004
Rep. Young, Don [R-AK-At Large]	R · AK		Jul 15, 2004
Rep. Ney, Robert W. [R-OH-18]	R · OH		Sep 8, 2004

Committee Activity

Committee	Chamber	Activity	Date
Transportation and Infrastructure Committee	House	Referred to	Jul 16, 2004

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
108 HR 962	Related bill	Feb 28, 2003: Referred to the Subcommittee on Water Resources and Environment.
108 S 473	Related bill	Feb 27, 2003: Read twice and referred to the Committee on Environment and Public Works. (text of measure as introduced: CR S2928-2929)

Federal Wetlands Jurisdiction Act of 2004 - Amends the Federal Water Pollution Control Act (FWPCA) to clarify that waters of the United States, including the territorial seas, are subject to the jurisdiction of the permitting program for the discharge of dredged or fill material if such waters are: (1) navigable; (2) hydrologically connected to navigable waters through a continuous, naturally occurring surface connection; or (3) wetlands adjacent to such navigable or hydrologically connected waters.

States that waters are considered hydrologically connected to navigable waters for purposes of this Act if connected by perennial or intermittent streams that contribute flow to navigable waters. Excludes from the definition those waters connected by: (1) sheet flow; (2) ephemeral waters, ground water, manmade ditches, or pipelines; or (3) a municipal separate storm sewer system or any other regulated point source.

Excludes fastlands (areas located behind legally constituted manmade structures) from the jurisdiction of the permitting program for the discharge of dredged or fill material.

Sets forth procedures whereby property owners, or those with written authorization from such owners, may: (1) request that the Secretary of the Army determine jurisdiction under this Act and thereafter seek judicial review or injunctive relief; or (2) proceed under the administrative appeals process.

Transfers to the Secretary of the Army, acting through the Chief of Engineers, the Environmental Protection Agency (EPA) Administrator's authority over permits for the discharge of dredged or fill material into navigable waters under the FWPCA. Allows the Administrator to retain authority to comment on such permits.

Actions Timeline

- **Jul 19, 2004:** Sponsor introductory remarks on measure. (CR E1409)
- **Jul 16, 2004:** Referred to the Subcommittee on Water Resources and Environment.
- **Jul 15, 2004:** Introduced in House
- **Jul 15, 2004:** Introduced in House
- **Jul 15, 2004:** Referred to the House Committee on Transportation and Infrastructure.