

HR 2658

Federal Wetlands Jurisdiction Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: House

Policy Area: Environmental Protection

Introduced: May 26, 2005

Current Status: Referred to the Subcommittee on Water Resources and Environment.

Latest Action: Referred to the Subcommittee on Water Resources and Environment. (May 27, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/house-bill/2658>

Sponsor

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

Party: Republican • State: LA • Chamber: House

Cosponsors (14 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Berry, Marion [D-AR-1]	D · AR		May 26, 2005
Rep. Brown, Henry E., Jr. [R-SC-1]	R · SC		May 26, 2005
Rep. Cannon, Chris [R-UT-3]	R · UT		May 26, 2005
Rep. Duncan, John J., Jr. [R-TN-2]	R · TN		May 26, 2005
Rep. Northup, Anne M. [R-KY-3]	R · KY		May 26, 2005
Rep. Davis, Geoff [R-KY-4]	R · KY		Jun 7, 2005
Rep. Aderholt, Robert B. [R-AL-4]	R · AL		Jun 15, 2005
Rep. Doolittle, John T. [R-CA-4]	R · CA		Jun 30, 2005
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Jul 11, 2005
Rep. Ney, Robert W. [R-OH-18]	R · OH		Jul 13, 2005
Rep. Cubin, Barbara [R-WY-At Large]	R · WY		Sep 13, 2005
Rep. Rehberg, Dennis R. [R-MT-At Large]	R · MT		Nov 8, 2005
Rep. Bachus, Spencer [R-AL-6]	R · AL		Feb 14, 2006
Rep. Marchant, Kenny [R-TX-24]	R · TX		Feb 14, 2006

Committee Activity

Committee	Chamber	Activity	Date
Transportation and Infrastructure Committee	House	Referred to	May 27, 2005

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
109 HR 1356	Text similarities	Mar 18, 2005: Referred to the Subcommittee on Water Resources and Environment.

Summary (as of May 26, 2005)

Federal Wetlands Jurisdiction Act of 2005 - Amends the Federal Water Pollution Control Act 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 (permitting program) if such waters are: (1) navigable; (2) connected to navigable waters through a continuous, naturally occurring surface water connection; or (3) wetlands adjacent to such navigable or connected waters.

States that waters are considered 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 (non-channelized water flowing over upland); (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.

Grants sole authority to the Secretary of the Army to determine the waters subject to the jurisdiction of the permitting program.

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

Actions Timeline

- **May 27, 2005:** Referred to the Subcommittee on Water Resources and Environment.
- **May 26, 2005:** Introduced in House
- **May 26, 2005:** Introduced in House
- **May 26, 2005:** Referred to the House Committee on Transportation and Infrastructure.