

HR 5078

Waters of the United States Regulatory Overreach Protection Act of 2014

Congress: 113 (2013–2015, Ended)

Chamber: House

Policy Area: Environmental Protection

Introduced: Jul 11, 2014

Current Status: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 559.

Latest Action: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 559.
(Sep 11, 2014)

Official Text: <https://www.congress.gov/bill/113th-congress/house-bill/5078>

Sponsor

Name: Rep. Southerland, Steve II [R-FL-2]

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

Cosponsors (120 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Capito, Shelley Moore [R-WV-2]	R · WV		Jul 11, 2014
Rep. Crawford, Eric A. "Rick" [R-AR-1]	R · AR		Jul 11, 2014
Rep. Enyart, William L. [D-IL-12]	D · IL		Jul 11, 2014
Rep. Gibbs, Bob [R-OH-7]	R · OH		Jul 11, 2014
Rep. Jolly, David [R-FL-13]	R · FL		Jul 11, 2014
Rep. Lucas, Frank D. [R-OK-3]	R · OK		Jul 11, 2014
Rep. Matheson, Jim [D-UT-4]	D · UT		Jul 11, 2014
Rep. Mullin, Markwayne [R-OK-2]	R · OK		Jul 11, 2014
Rep. Peterson, Collin C. [D-MN-7]	D · MN		Jul 11, 2014
Rep. Rahall, Nick J., II [D-WV-3]	D · WV		Jul 11, 2014
Rep. Ribble, Reid J. [R-WI-8]	R · WI		Jul 11, 2014
Rep. Schrader, Kurt [D-OR-5]	D · OR		Jul 11, 2014
Rep. Shuster, Bill [R-PA-9]	R · PA		Jul 11, 2014
Rep. Bridenstine, Jim [R-OK-1]	R · OK		Jul 14, 2014
Rep. Collins, Chris [R-NY-27]	R · NY		Jul 14, 2014
Rep. Collins, Doug [R-GA-9]	R · GA		Jul 14, 2014
Rep. Cramer, Kevin [R-ND-At Large]	R · ND		Jul 14, 2014
Rep. Denham, Jeff [R-CA-10]	R · CA		Jul 14, 2014
Rep. Hanna, Richard L. [R-NY-22]	R · NY		Jul 14, 2014
Rep. McClintock, Tom [R-CA-4]	R · CA		Jul 14, 2014
Rep. Meadows, Mark [R-NC-11]	R · NC		Jul 14, 2014
Rep. Perry, Scott [R-PA-4]	R · PA		Jul 14, 2014
Rep. Smith, Jason [R-MO-8]	R · MO		Jul 14, 2014
Rep. Young, Don [R-AK-At Large]	R · AK		Jul 14, 2014
Rep. Barletta, Lou [R-PA-11]	R · PA		Jul 16, 2014
Rep. Brooks, Mo [R-AL-5]	R · AL		Jul 16, 2014
Rep. Cotton, Tom [R-AR-4]	R · AR		Jul 16, 2014
Rep. Davis, Rodney [R-IL-13]	R · IL		Jul 16, 2014
Rep. Gosar, Paul A. [R-AZ-4]	R · AZ		Jul 16, 2014
Rep. Graves, Sam [R-MO-6]	R · MO		Jul 16, 2014
Rep. Griffin, Tim [R-AR-2]	R · AR		Jul 16, 2014
Rep. Huelskamp, Tim [R-KS-1]	R · KS		Jul 16, 2014
Rep. Jones, Walter B., Jr. [R-NC-3]	R · NC		Jul 16, 2014
Rep. Lankford, James [R-OK-5]	R · OK		Jul 16, 2014
Rep. Marino, Tom [R-PA-10]	R · PA		Jul 16, 2014
Rep. Smith, Lamar [R-TX-21]	R · TX		Jul 16, 2014
Rep. Womack, Steve [R-AR-3]	R · AR		Jul 16, 2014
Rep. Latta, Robert E. [R-OH-5]	R · OH		Jul 17, 2014
Rep. Noem, Kristi L. [R-SD-At Large]	R · SD		Jul 17, 2014
Rep. Pearce, Stevan [R-NM-2]	R · NM		Jul 17, 2014
Rep. Rokita, Todd [R-IN-4]	R · IN		Jul 17, 2014

Cosponsor	Party / State	Role	Date Joined
Rep. Thornberry, Mac [R-TX-13]	R · TX		Jul 17, 2014
Rep. Tipton, Scott R. [R-CO-3]	R · CO		Jul 17, 2014
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Jul 23, 2014
Rep. Brady, Kevin [R-TX-8]	R · TX		Jul 23, 2014
Rep. Graves, Tom [R-GA-14]	R · GA		Jul 23, 2014
Rep. Hastings, Doc [R-WA-4]	R · WA		Jul 23, 2014
Rep. Hurt, Robert [R-VA-5]	R · VA		Jul 23, 2014
Rep. Kelly, Mike [R-PA-3]	R · PA		Jul 23, 2014
Rep. Kline, John [R-MN-2]	R · MN		Jul 23, 2014
Rep. Latham, Tom [R-IA-3]	R · IA		Jul 23, 2014
Rep. Luetkemeyer, Blaine [R-MO-3]	R · MO		Jul 23, 2014
Rep. McKinley, David B. [R-WV-1]	R · WV		Jul 23, 2014
Rep. Mulvaney, Mick [R-SC-5]	R · SC		Jul 23, 2014
Rep. Nugent, Richard B. [R-FL-11]	R · FL		Jul 23, 2014
Rep. Pompeo, Mike [R-KS-4]	R · KS		Jul 23, 2014
Rep. Rooney, Thomas J. [R-FL-17]	R · FL		Jul 23, 2014
Rep. Ross, Dennis A. [R-FL-15]	R · FL		Jul 23, 2014
Rep. Stewart, Chris [R-UT-2]	R · UT		Jul 23, 2014
Rep. Upton, Fred [R-MI-6]	R · MI		Jul 23, 2014
Rep. Chabot, Steve [R-OH-1]	R · OH		Jul 24, 2014
Rep. Culberson, John Abney [R-TX-7]	R · TX		Jul 24, 2014
Rep. Heck, Joseph J. [R-NV-3]	R · NV		Jul 24, 2014
Rep. Miller, Candice S. [R-MI-10]	R · MI		Jul 24, 2014
Rep. Miller, Jeff [R-FL-1]	R · FL		Jul 24, 2014
Rep. Poe, Ted [R-TX-2]	R · TX		Jul 24, 2014
Rep. Reed, Tom [R-NY-23]	R · NY		Jul 24, 2014
Rep. Roby, Martha [R-AL-2]	R · AL		Jul 24, 2014
Rep. Simpson, Michael K. [R-ID-2]	R · ID		Jul 24, 2014
Rep. Stutzman, Marlin A. [R-IN-3]	R · IN		Jul 24, 2014
Rep. Amodei, Mark E. [R-NV-2]	R · NV		Jul 28, 2014
Rep. Buchanan, Vern [R-FL-16]	R · FL		Jul 28, 2014
Rep. Dent, Charles W. [R-PA-15]	R · PA		Jul 28, 2014
Rep. Diaz-Balart, Mario [R-FL-25]	R · FL		Jul 28, 2014
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Jul 28, 2014
Rep. Gowdy, Trey [R-SC-4]	R · SC		Jul 28, 2014
Rep. Labrador, Raul R. [R-ID-1]	R · ID		Jul 28, 2014
Rep. Long, Billy [R-MO-7]	R · MO		Jul 28, 2014
Rep. Lummis, Cynthia M. [R-WY-At Large]	R · WY		Jul 28, 2014
Rep. Nunes, Devin [R-CA-22]	R · CA		Jul 28, 2014
Rep. Schock, Aaron [R-IL-18]	R · IL		Jul 28, 2014
Rep. Schweikert, David [R-AZ-6]	R · AZ		Jul 28, 2014
Rep. Valadao, David G. [R-CA-21]	R · CA		Jul 28, 2014

Cosponsor	Party / State	Role	Date Joined
Rep. Webster, Daniel [R-FL-10]	R · FL		Jul 28, 2014
Rep. Westmoreland, Lynn A. [R-GA-3]	R · GA		Jul 28, 2014
Rep. Whitfield, Ed [R-KY-1]	R · KY		Jul 28, 2014
Rep. Bachmann, Michele [R-MN-6]	R · MN		Jul 29, 2014
Rep. DeSantis, Ron [R-FL-6]	R · FL		Jul 29, 2014
Rep. Duffy, Sean P. [R-WI-7]	R · WI		Jul 29, 2014
Rep. Gardner, Cory [R-CO-4]	R · CO		Jul 29, 2014
Rep. Huizenga, Bill [R-MI-2]	R · MI		Jul 29, 2014
Rep. Kinzinger, Adam [R-IL-16]	R · IL		Jul 29, 2014
Rep. Shimkus, John [R-IL-15]	R · IL		Jul 29, 2014
Rep. Tiberi, Patrick J. [R-OH-12]	R · OH		Jul 29, 2014
Rep. Walden, Greg [R-OR-2]	R · OR		Jul 29, 2014
Rep. Yoho, Ted S. [R-FL-3]	R · FL		Jul 29, 2014
Rep. Bilirakis, Gus M. [R-FL-12]	R · FL		Jul 30, 2014
Rep. Calvert, Ken [R-CA-42]	R · CA		Jul 30, 2014
Rep. Cole, Tom [R-OK-4]	R · OK		Jul 30, 2014
Rep. Fleming, John [R-LA-4]	R · LA		Jul 30, 2014
Rep. Flores, Bill [R-TX-17]	R · TX		Jul 30, 2014
Rep. LaMalfa, Doug [R-CA-1]	R · CA		Jul 30, 2014
Rep. Pittenger, Robert [R-NC-9]	R · NC		Jul 30, 2014
Rep. Posey, Bill [R-FL-8]	R · FL		Jul 30, 2014
Rep. Rigell, E. Scott [R-VA-2]	R · VA		Jul 30, 2014
Rep. Salmon, Matt [R-AZ-5]	R · AZ		Jul 30, 2014
Rep. Walberg, Tim [R-MI-7]	R · MI		Jul 30, 2014
Rep. Weber, Randy K., Sr. [R-TX-14]	R · TX		Jul 30, 2014
Rep. Amash, Justin [R-MI-3]	R · MI		Jul 31, 2014
Rep. Gibson, Christopher P. [R-NY-19]	R · NY		Jul 31, 2014
Rep. Gingrey, Phil [R-GA-11]	R · GA		Jul 31, 2014
Rep. Goodlatte, Bob [R-VA-6]	R · VA		Jul 31, 2014
Rep. Guthrie, Brett [R-KY-2]	R · KY		Jul 31, 2014
Rep. Harris, Andy [R-MD-1]	R · MD		Jul 31, 2014
Rep. Hartzler, Vicky [R-MO-4]	R · MO		Jul 31, 2014
Rep. Joyce, David P. [R-OH-14]	R · OH		Jul 31, 2014
Rep. Neugebauer, Randy [R-TX-19]	R · TX		Jul 31, 2014
Rep. Rogers, Harold [R-KY-5]	R · KY		Jul 31, 2014
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Jul 31, 2014
Rep. Wenstrup, Brad R. [R-OH-2]	R · OH		Jul 31, 2014

Committee Activity

Committee	Chamber	Activity	Date
Transportation and Infrastructure Committee	House	Discharged from	Jul 16, 2014

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
113 HRES 715	Related bill	Sep 9, 2014: Motion to reconsider laid on the table Agreed to without objection.
113 S 2496	Related bill	Jul 9, 2014: Sponsor introductory remarks on measure. (CR S4294-4296)

Summary (as of Sep 9, 2014)

(This measure has not been amended since it was introduced. The expanded summary of the House reported version is repeated here.)

Waters of the United States Regulatory Overreach Protection Act of 2014 - Prohibits the U.S. Army Corps of Engineers and the Environmental Protection Agency (EPA) from:

- developing, finalizing, adopting, implementing, applying, administering, or enforcing the proposed rule entitled, "Definition of 'Waters of the United States' Under the Clean Water Act," issued on April 21, 2014, or the proposed guidance entitled, "Guidance on Identifying Waters Protected By the Clean Water Act," dated February 17, 2012; or
- using the proposed rule or proposed guidance, any successor document, or any substantially similar proposed rule or guidance as the basis for any rulemaking or decision regarding the scope or enforcement of the Federal Water Pollution Control Act (commonly known as the Clean Water Act).

Requires the Army Corps and the EPA to withdraw the interpretive rule entitled, "Notice of Availability Regarding the Exemption from Permitting Under Section 404(f)(1)(A) of the Clean Water Act to Certain Agricultural Conservation Practices," issued on April 21, 2014.

Requires the Army Corps and the EPA to: (1) consult with relevant state and local officials to develop recommendations for a regulatory proposal that would identify the scope of waters covered under the Clean Water Act and the scope of waters not covered; (2) provide for the public review and comment of a draft report that includes a recommendation only if consensus has been reached with regard to the recommendation among the Army Corps, the EPA, and state and local officials; (3) publish a final report; and (4) report to Congress on the recommendations.

Actions Timeline

- **Sep 11, 2014:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 559.
- **Sep 10, 2014:** Received in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time.
- **Sep 9, 2014:** Considered under the provisions of rule H. Res. 715. (consideration: CR H7314-7325; text of measure as reported in House: CR H7321-7322)
- **Sep 9, 2014:** Resolution provides for one hour of debate on H.R. 5078 and specified amendments are in order. A motion to recommit with or without instructions is also in order. Resolution provides for one hour of debate on H. Res. 644 and allows a motion to recommit, with or without instructions.
- **Sep 9, 2014:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 715 and Rule XVIII.
- **Sep 9, 2014:** The Speaker designated the Honorable Ted Poe to act as Chairman of the Committee.
- **Sep 9, 2014:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 5078.
- **Sep 9, 2014:** DEBATE - Pursuant to the provisions of H.Res. 715, the Committee of the Whole proceeded with 10 minutes of debate on the Bishop (NY) amendment No. 2.
- **Sep 9, 2014:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Bishop (NY) amendment No. 2, the Chair put the question on adoption of the amendment and by voice vote, announced the noes had prevailed. Mr. Bishop (NY) demanded a recorded vote and the Chair postponed further proceedings on the amendment until later in the legislative day.
- **Sep 9, 2014:** DEBATE - Pursuant to the provisions of H.Res. 715, the Committee of the Whole proceeded with 10 minutes of debate on the Bishop (NY) amendment No. 3.
- **Sep 9, 2014:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Bishop (NY) amendment No. 3, the Chair put the question on adoption of the amendment and by voice vote, announced the noes had prevailed. Mr. Bishop (NY) demanded a recorded vote and the Chair postponed further proceedings on the amendment until later in the legislative day.
- **Sep 9, 2014:** Mr. Gibbs moved that the committee rise.
- **Sep 9, 2014:** On motion that the committee rise Agreed to by voice vote.
- **Sep 9, 2014:** Committee of the Whole House on the state of the Union rises leaving H.R. 5078 as unfinished business.
- **Sep 9, 2014:** Considered as unfinished business. (consideration: CR H7335-7339)
- **Sep 9, 2014:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Sep 9, 2014:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 5078.
- **Sep 9, 2014:** The previous question was ordered pursuant to the rule. (consideration: CR H7337)
- **Sep 9, 2014:** Mr. Huffman moved to recommit with instructions to the Committee on Transportation. (consideration: CR H7337-7338; text: CR H7337)
- **Sep 9, 2014:** Floor summary: DEBATE - The House proceeded with 10 minutes of debate on the Huffman motion to recommit with instructions. The instructions contained in the motion seek to require the bill be reported back to the House with an amendment to add a new section at the end of the bill protecting the quality of water for public water supplies and agricultural uses and to mitigate against drought.
- **Sep 9, 2014:** The previous question on the motion to recommit with instructions was ordered without objection. (consideration: CR H7338)
- **Sep 9, 2014:** On motion to recommit with instructions Failed by recorded vote: 177 - 235 (Roll no. 488).
- **Sep 9, 2014:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 262 - 152 (Roll no. 489).
- **Sep 9, 2014:** On passage Passed by the Yeas and Nays: 262 - 152 (Roll no. 489).
- **Sep 9, 2014:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 8, 2014:** Mr. Shuster asked unanimous consent that the Committee on Transportation and Infrastructure be authorized to file a supplemental report on the bill, H.R. 5078. Agreed to without objection.
- **Sep 8, 2014:** Supplemental report filed by the Committee on Transportation, H. Rept. 113-568, Part II.
- **Sep 8, 2014:** Rules Committee Resolution H. Res. 715 Reported to House. Resolution provides for one hour of debate on H.R. 5078 and specified amendments are in order. A motion to recommit with or without instructions is also in order. Resolution provides for one hour of debate on H. Res. 644 and allows a motion to recommit, with or without instructions.

- Jul 31, 2014:** Reported by the Committee on Transportation and Infrastructure. H. Rept. 113-568.
- **Jul 31, 2014:** Placed on the Union Calendar, Calendar No. 422.
 - **Jul 16, 2014:** Subcommittee on Water Resources and Environment Discharged.
 - **Jul 16, 2014:** Committee Consideration and Mark-up Session Held.
 - **Jul 16, 2014:** Ordered to be Reported by Voice Vote.
 - **Jul 14, 2014:** Referred to the Subcommittee on Water Resources and Environment.
 - **Jul 11, 2014:** Introduced in House
 - **Jul 11, 2014:** Referred to the House Committee on Transportation and Infrastructure.

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