

S 3277

Section 401 Certification Act

Congress: 117 (2021–2023, Ended)

Chamber: Senate

Policy Area: Environmental Protection

Introduced: Nov 30, 2021

Current Status: Read twice and referred to the Committee on Environment and Public Works.

Latest Action: Read twice and referred to the Committee on Environment and Public Works. (Nov 30, 2021)

Official Text: <https://www.congress.gov/bill/117th-congress/senate-bill/3277>

Sponsor

Name: Sen. Capito, Shelley Moore [R-WV]

Party: Republican • **State:** WV • **Chamber:** Senate

Cosponsors (9 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Boozman, John [R-AR]	R · AR		Nov 30, 2021
Sen. Cramer, Kevin [R-ND]	R · ND		Nov 30, 2021
Sen. Ernst, Joni [R-IA]	R · IA		Nov 30, 2021
Sen. Graham, Lindsey [R-SC]	R · SC		Nov 30, 2021
Sen. Inhofe, James M. [R-OK]	R · OK		Nov 30, 2021
Sen. Lummis, Cynthia M. [R-WY]	R · WY		Nov 30, 2021
Sen. Shelby, Richard C. [R-AL]	R · AL		Nov 30, 2021
Sen. Sullivan, Dan [R-AK]	R · AK		Nov 30, 2021
Sen. Wicker, Roger F. [R-MS]	R · MS		Nov 30, 2021

Committee Activity

Committee	Chamber	Activity	Date
Environment and Public Works Committee	Senate	Referred To	Nov 30, 2021

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
117 HR 8556	Related bill	Jul 29, 2022: Referred to the Subcommittee on Water Resources and Environment.

Section 401 Certification Act

The bill provides statutory authority for the rule published on July 13, 2020, by the Environmental Protection Agency (EPA) entitled *Clean Water Act Section 401 Certification Rule*. Under Section 401 of the Clean Water Act, an applicant for a federal license or permit to conduct an activity that may result in any discharge into navigable waters must also obtain a certification—or waiver of such certification—from a relevant state, intrastate agency, or Indian tribe that the proposed activity will not violate certain water quality requirements of the state or Indian tribe. The rule revised existing regulations, including by limiting the scope of the certification review process as well as the time frame for a state, interstate agency, or Indian tribe to issue a certification.

Actions Timeline

- **Nov 30, 2021:** Introduced in Senate
- **Nov 30, 2021:** Read twice and referred to the Committee on Environment and Public Works.