

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE McCluskie

1 Amend printed bill, page 18, line 18, strike "PROJECT  
2 PROPONENT-RESPONSIBLE" and substitute "PERMITTEE-RESPONSIBLE".

3 Page 20, strike lines 2 through 8 and substitute "EFFECTIVE AND THE  
4 DIVISION ISSUES GENERAL AUTHORIZATIONS UNDER THE RULES:

5 (I) NOTWITHSTANDING SUBSECTION (8)(a) OF THIS SECTION,  
6 CLEAN WATER POLICY 17 CONTINUES IN EFFECT UNTIL JANUARY 1, 2025;

7 (II) FOR ACTIVITIES THAT DO NOT QUALIFY FOR ENFORCEMENT  
8 DISCRETION UNDER CLEAN WATER POLICY 17 BECAUSE THE ACTIVITIES  
9 WOULD REQUIRE COMPENSATORY MITIGATION, AND FOR ACTIVITIES THAT  
10 PROCEED UNDER A FEDERAL NATIONWIDE OR REGIONAL PERMIT PURSUANT  
11 TO SUBSECTION (5)(b)(II) OF THIS SECTION AND THAT REQUIRE  
12 COMPENSATORY MITIGATION, THE DIVISION MAY".

13 Page 21, after line 20 insert:

14 "(II) ACTIVITIES ASSOCIATED WITH A PROJECT FOR WHICH THE  
15 PROJECT PROPONENT APPLIED FOR AN INDIVIDUAL SECTION 404 PERMIT  
16 PRIOR TO MAY 25, 2023;".

17 Renumber succeeding subparagraphs accordingly.

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