

fare. For complete classification of this Act to the Code, see Short Title note set out under section 9601 of Title 42 and Tables.

CODIFICATION

Section was formerly set out as a note under section 1252 of this title.

Section was enacted as part of the Water Resources Development Act of 1990, and not as part of the Federal Water Pollution Control Act which comprises this chapter.

AMENDMENTS

2000—Subsec. (g). Pub. L. 106-541 added subsec. (g).
1999—Subsec. (b)(1). Pub. L. 106-53, §224(1)(A), substituted “35 percent” for “50 percent”.

Subsec. (b)(2). Pub. L. 106-53, §224(1)(B), substituted “\$50,000,000” for “\$20,000,000”.

Subsec. (d). Pub. L. 106-53, §224(2), substituted “shared as a cost of construction” for “non-Federal responsibility”.

Subsec. (f)(6) to (8). Pub. L. 106-53, §224(3), added pars. (6) to (8).

1996—Subsec. (a). Pub. L. 104-303, §205(1), inserted “and remediate” after “remove”.

Subsec. (b)(1). Pub. L. 104-303, §205(1), (2)(A), inserted “and remediate” after “remove” and inserted “and remediation” after “removal” in two places.

Subsec. (b)(2). Pub. L. 104-303, §205(2)(B), substituted “\$20,000,000” for “\$10,000,000”.

Subsec. (c). Pub. L. 104-303, §205(1), inserted “and remediate” after “remove”.

Subsec. (f). Pub. L. 104-303, §205(3), added subsec. (f) and struck out heading and text of former subsec. (f). Text read as follows: “This section shall not be effective after the last day of the 5-year period beginning on November 28, 1990; except that the Secretary may complete any project commenced under this section on or before such last day.”

§ 1273. Lake Pontchartrain Basin

(a) Establishment of restoration program

The Administrator shall establish within the Environmental Protection Agency the Lake Pontchartrain Basin Restoration Program.

(b) Purpose

The purpose of the program shall be to restore the ecological health of the Basin by developing and funding restoration projects and related scientific and public education projects.

(c) Duties

In carrying out the program, the Administrator shall—

(1) provide administrative and technical assistance to a management conference convened for the Basin under section 1330 of this title;

(2) assist and support the activities of the management conference, including the implementation of recommendations of the management conference;

(3) support environmental monitoring of the Basin and research to provide necessary technical and scientific information;

(4) develop a comprehensive research plan to address the technical needs of the program;

(5) coordinate the grant, research, and planning programs authorized under this section; and

(6) collect and make available to the public publications, and other forms of information the management conference determines to be appropriate, relating to the environmental quality of the Basin.

(d) Grants

The Administrator may make grants to pay not more than 75 percent of the costs—

(1) for restoration projects and studies recommended by a management conference convened for the Basin under section 1330 of this title; and

(2) for public education projects recommended by the management conference.

(e) Definitions

In this section, the following definitions apply:

(1) Basin

The term “Basin” means the Lake Pontchartrain Basin, a 5,000 square mile watershed encompassing 16 parishes in the State of Louisiana and 4 counties in the State of Mississippi.

(2) Program

The term “program” means the Lake Pontchartrain Basin Restoration Program established under subsection (a).

(f) Authorization of appropriations

(1) In general

There is authorized to be appropriated to carry out this section \$20,000,000 for each of fiscal years 2001 through 2012 and the amount appropriated for fiscal year 2009 for each of fiscal years 2013 through 2017. Such sums shall remain available until expended.

(2) Public education projects

Not more than 15 percent of the amount appropriated pursuant to paragraph (1) in a fiscal year may be expended on grants for public education projects under subsection (d)(2).

(June 30, 1948, ch. 758, title I, §121, as added Pub. L. 106-457, title V, §502, Nov. 7, 2000, 114 Stat. 1973; amended Pub. L. 109-392, §1, Dec. 12, 2006, 120 Stat. 2703; Pub. L. 112-237, §1, Dec. 28, 2012, 126 Stat. 1628.)

PRIOR PROVISIONS

Another section 121 of act June 30, 1948, was renumbered section 122 and is classified to section 1274 of this title.

AMENDMENTS

2012—Subsec. (d). Pub. L. 112-237, §1(1), inserted “to pay not more than 75 percent of the costs” after “make grants” in introductory provisions.

Subsec. (f)(1). Pub. L. 112-237, §1(2), substituted “2012 and the amount appropriated for fiscal year 2009 for each of fiscal years 2013 through 2017” for “2011”.

2006—Subsec. (f)(1). Pub. L. 109-392 substituted “2011” for “2005”.

MANAGEMENT CONFERENCE

Pub. L. 110-114, title V, §5084, Nov. 8, 2007, 121 Stat. 1228, provided that: “For purposes of carrying out section 121 of the Federal Water Pollution Control Act (33 U.S.C. 1273), the Lake Pontchartrain, Louisiana, basin stakeholders conference convened by the Environmental Protection Agency, National Oceanic and Atmospheric Administration, and United States Geological Survey on February 25, 2002, shall be treated as being a management conference convened under section 320 of such Act (33 U.S.C. 1330).”

§ 1274. Watershed pilot projects**(a) In general**

The Administrator, in coordination with the States, may provide technical assistance and grants to a municipality or municipal entity to carry out pilot projects relating to the following areas:

(1) Watershed management of wet weather discharges

The management of municipal combined sewer overflows, sanitary sewer overflows, and stormwater discharges, on an integrated watershed or subwatershed basis for the purpose of demonstrating the effectiveness of a unified wet weather approach.

(2) Stormwater best management practices

The control of pollutants from municipal separate storm sewer systems for the purpose of demonstrating and determining controls that are cost-effective and that use innovative technologies to manage, reduce, treat, recapture, or reuse municipal stormwater, including techniques that utilize infiltration, evapotranspiration, and reuse of stormwater onsite.

(3) Watershed partnerships

Efforts of municipalities and property owners to demonstrate cooperative ways to address nonpoint sources of pollution to reduce adverse impacts on water quality.

(4) Integrated water resource plan

The development of an integrated water resource plan for the coordinated management and protection of surface water, ground water, and stormwater resources on a watershed or subwatershed basis to meet the objectives, goals, and policies of this chapter.

(5) Municipality-wide stormwater management planning

The development of a municipality-wide plan that identifies the most effective placement of stormwater technologies and management approaches, to reduce water quality impairments from stormwater on a municipality-wide basis.

(6) Increased resilience of treatment works

Efforts to assess future risks and vulnerabilities of publicly owned treatment works to manmade or natural disasters, including extreme weather events and sea-level rise, and to carry out measures, on a systemwide or area-wide basis, to increase the resiliency of publicly owned treatment works.

(b) Administration

The Administrator, in coordination with the States, shall provide municipalities participating in a pilot project under this section the ability to engage in innovative practices, including the ability to unify separate wet weather control efforts under a single permit.

(c) Report to Congress

Not later than October 1, 2015, the Administrator shall transmit to Congress a report on the results of the pilot projects conducted under this section and their possible application nationwide.

(June 30, 1948, ch. 758, title I, § 122, formerly § 121, as added Pub. L. 106-554, § 1(a)(4) [div. B, title I, § 112(b)], Dec. 21, 2000, 114 Stat. 2763, 2763A-225; renumbered § 122, Pub. L. 109-392, § 2, Dec. 12, 2006, 120 Stat. 2703; amended Pub. L. 113-121, title V, § 5011, June 10, 2014, 128 Stat. 1327.)

AMENDMENTS

2014—Pub. L. 113-121, § 5011(1), struck out “Wet weather” before “Watershed” in section catchline.

Subsec. (a). Pub. L. 113-121, § 5011(2)(A), in introductory provisions, substituted “to a municipality or municipal entity” for “for treatment works” and struck out “of wet weather discharge control” after “the following areas”.

Subsec. (a)(2). Pub. L. 113-121, § 5011(2)(B), substituted “to manage, reduce, treat, recapture, or reuse municipal stormwater, including techniques that utilize infiltration, evapotranspiration, and reuse of stormwater onsite” for “in reducing such pollutants from stormwater discharges”.

Subsec. (a)(3) to (6). Pub. L. 113-121, § 5011(2)(C), added pars. (3) to (6).

Subsecs. (c), (d). Pub. L. 113-121, § 5011(3)–(5), redesignated subsec. (d) as (c), substituted “October 1, 2015,” for “5 years after December 21, 2000,” and struck out former subsec. (c) which authorized appropriations to carry out this section.

§ 1275. Columbia River Basin Restoration**(a) Definitions**

In this section, the following definitions apply:

(1) Columbia River Basin

The term “Columbia River Basin” means the entire United States portion of the Columbia River watershed.

(2) Estuary Partnership

The term “Estuary Partnership” means the Lower Columbia Estuary Partnership, an entity created by the States of Oregon and Washington and the Environmental Protection Agency under section 1330 of this title.

(3) Estuary Plan**(A) In general**

The term “Estuary Plan” means the Estuary Partnership Comprehensive Conservation and Management Plan adopted by the Environmental Protection Agency and the Governors of Oregon and Washington on October 20, 1999, under section 1330 of this title.

(B) Inclusion

The term “Estuary Plan” includes any amendments to the plan.

(4) Lower Columbia River Estuary

The term “Lower Columbia River Estuary” means the mainstem Columbia River from the Bonneville Dam to the Pacific Ocean and tidally influenced portions of tributaries to the Columbia River in that region.

(5) Middle and Upper Columbia River Basin

The term “Middle and Upper Columbia River Basin” means the region consisting of the United States portion of the Columbia River Basin above Bonneville Dam.

(6) Program

The term “Program” means the Columbia River Basin Restoration Program established under subsection (b)(1)(A).