

available to its water pollution control revolving fund. Such intended use plan shall include, but not be limited to—

(1) a list of those projects for construction of publicly owned treatment works on the State's priority list developed pursuant to section 1296 of this title and a list of activities eligible for assistance under sections 1329 and 1330 of this title;

(2) a description of the short- and long-term goals and objectives of its water pollution control revolving fund;

(3) information on the activities to be supported, including a description of project categories, discharge requirements under subchapters III and IV of this chapter, terms of financial assistance, and communities served;

(4) assurances and specific proposals for meeting the requirements of paragraphs (3), (4), (5), and (6) of section 1382(b) of this title; and

(5) the criteria and method established for the distribution of funds.

**(d) Annual report**

Beginning the first fiscal year after the receipt of payments under this subchapter, the State shall provide an annual report to the Administrator describing how the State has met the goals and objectives for the previous fiscal year as identified in the plan prepared for the previous fiscal year pursuant to subsection (c), including identification of loan recipients, loan amounts, and loan terms and similar details on other forms of financial assistance provided from the water pollution control revolving fund.

**(e) Annual Federal oversight review**

The Administrator shall conduct an annual oversight review of each State plan prepared under subsection (c), each State report prepared under subsection (d), and other such materials as are considered necessary and appropriate in carrying out the purposes of this subchapter. After reasonable notice by the Administrator to the State or the recipient of a loan from a water pollution control revolving fund, the State or loan recipient shall make available to the Administrator such records as the Administrator reasonably requires to review and determine compliance with this subchapter.

**(f) Applicability of subchapter II provisions**

Except to the extent provided in this subchapter, the provisions of subchapter II shall not apply to grants under this subchapter.

(June 30, 1948, ch. 758, title VI, § 606, as added Pub. L. 100-4, title II, § 212(a), Feb. 4, 1987, 101 Stat. 25; amended Pub. L. 108-271, § 8(b), July 7, 2004, 118 Stat. 814.)

**Editorial Notes**

AMENDMENTS

2004—Subsec. (b). Pub. L. 108-271 substituted "Government Accountability Office" for "General Accounting Office".

**§ 1387. Authorization of appropriations**

There are authorized to be appropriated to carry out the purposes of this subchapter—

(1) \$2,400,000,000 for fiscal year 2022;

(2) \$2,750,000,000 for fiscal year 2023;

(3) \$3,000,000,000 for fiscal year 2024; and

(4) \$3,250,000,000 for each of fiscal years 2025 and 2026.

(June 30, 1948, ch. 758, title VI, § 607, as added Pub. L. 100-4, title II, § 212(a), Feb. 4, 1987, 101 Stat. 26; amended Pub. L. 117-58, div. E, title II, § 50210(b), Nov. 15, 2021, 135 Stat. 1169.)

**Editorial Notes**

AMENDMENTS

2021—Pub. L. 117-58 amended section generally. Prior to amendment, section related to appropriations for fiscal years 1989 to 1994.

**§ 1388. Requirements**

**(a) In general**

Funds made available from a State water pollution control revolving fund established under this subchapter may not be used for a project for the construction, alteration, maintenance, or repair of treatment works unless all of the iron and steel products used in the project are produced in the United States.

**(b) Definition of iron and steel products**

In this section, the term "iron and steel products" means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, construction materials.

**(c) Application**

Subsection (a) shall not apply in any case or category of cases in which the Administrator finds that—

(1) applying subsection (a) would be inconsistent with the public interest;

(2) iron and steel products are not produced in the United States in sufficient and reasonably available quantities and of a satisfactory quality; or

(3) inclusion of iron and steel products produced in the United States will increase the cost of the overall project by more than 25 percent.

**(d) Waiver**

If the Administrator receives a request for a waiver under this section, the Administrator shall make available to the public, on an informal basis, a copy of the request and information available to the Administrator concerning the request, and shall allow for informal public input on the request for at least 15 days prior to making a finding based on the request. The Administrator shall make the request and accompanying information available by electronic means, including on the official public Internet site of the Environmental Protection Agency.

**(e) International agreements**

This section shall be applied in a manner consistent with United States obligations under international agreements.

**(f) Management and oversight**

The Administrator may retain up to 0.25 percent of the funds appropriated for this sub-

chapter for management and oversight of the requirements of this section.

**(g) Effective date**

This section does not apply with respect to a project if a State agency approves the engineering plans and specifications for the project, in that agency's capacity to approve such plans and specifications prior to a project requesting bids, prior to June 10, 2014.

(June 30, 1948, ch. 758, title VI, §608, as added Pub. L. 113-121, title V, §5004, June 10, 2014, 128 Stat. 1326.)

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE**

Section effective Oct. 1, 2014, see section 5006 of Pub. L. 113-121, set out as an Effective Date of 2014 Amendment note under section 1381 of this title.

**§ 1389. Clean watersheds needs survey**

**(a) Requirement**

Not later than 2 years after November 15, 2021, and not less frequently than once every 4 years thereafter, the Administrator shall—

(1) conduct and complete an assessment of capital improvement needs for all projects that are eligible under section 1383(c) of this title for assistance from State water pollution control revolving funds; and

(2) submit to Congress a report describing the results of the assessment completed under paragraph (1).

**(b) Authorization of appropriations**

There is authorized to be appropriated to carry out the initial needs survey under subsection (a) \$5,000,000, to remain available until expended.

(June 30, 1948, ch. 758, title VI, §609, as added Pub. L. 117-58, div. E, title II, §50220, Nov. 15, 2021, 135 Stat. 1180.)

**CHAPTER 27—OCEAN DUMPING**

- Sec. 1401. Congressional finding, policy, and declaration of purpose.
- 1402. Definitions.

**SUBCHAPTER I—REGULATION**

- 1411. Prohibited acts.
- 1412. Dumping permit program.
- 1412a. Emergency dumping of industrial waste.
- 1413. Dumping permit program for dredged material.
- 1414. Permit conditions.
- 1414a. Special provisions regarding certain dumping sites.
- 1414b. Ocean dumping of sewage sludge and industrial waste.
- 1414c. Prohibition on disposal of sewage sludge at landfills on Staten Island.
- 1415. Penalties.
- 1416. Relationship to other laws.
- 1417. Enforcement.
- 1418. Regulations.
- 1419. International cooperation.
- 1420. Authorization of appropriations.
- 1421. Omitted.

**SUBCHAPTER II—RESEARCH**

- 1441. Monitoring and research program.

- Sec. 1442. Research program respecting possible long-range effects of pollution, overfishing, and man-induced changes of ocean ecosystems.
- 1443. Research program respecting ocean dumping and other methods of waste disposal.
- 1444. Annual reports.
- 1445. Authorization of appropriations.

**§ 1401. Congressional finding, policy, and declaration of purpose**

**(a) Dangers of unregulated dumping**

Unregulated dumping of material into ocean waters endangers human health, welfare, and amenities, and the marine environment, ecological systems, and economic potentialities.

**(b) Policy of regulation and prevention or limitation**

The Congress declares that it is the policy of the United States to regulate the dumping of all types of materials into ocean waters and to prevent or strictly limit the dumping into ocean waters of any material which would adversely affect human health, welfare, or amenities, or the marine environment, ecological systems, or economic potentialities.

**(c) Regulation of dumping and transportation for dumping purposes**

It is the purpose of this Act to regulate (1) the transportation by any person of material from the United States and, in the case of United States vessels, aircraft, or agencies, the transportation of material from a location outside the United States, when in either case the transportation is for the purpose of dumping the material into ocean waters, and (2) the dumping of material transported by any person from a location outside the United States, if the dumping occurs in the territorial sea or the contiguous zone of the United States.

(Pub. L. 92-532, §2, Oct. 23, 1972, 86 Stat. 1052; Pub. L. 93-254, §1(1), Mar. 22, 1974, 88 Stat. 50.)

**Editorial Notes**

**REFERENCES IN TEXT**

This Act, referred to in subsec. (c), means Pub. L. 92-532, which is classified generally to this chapter, chapter 41 (§2801 et seq.) of this title, and chapters 32 (§1431 et seq.) and 32A (§1447 et seq.) of Title 16, Conservation.

**AMENDMENTS**

1974—Subsec. (b). Pub. L. 93-254 struck out statement of the purpose of this Act as being the regulation of transportation of material from the United States for dumping into ocean waters, and the dumping of material, transported from outside the United States, if the dumping occurs in ocean waters over which the United States has jurisdiction or over which it may exercise control, under accepted principles of international law, in order to protect its territory or territorial sea, now covered by subsec. (c) of this section.

Subsec. (c). Pub. L. 93-254 added subsec. (c).

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF 1974 AMENDMENT**

Pub. L. 93-254, §2, Mar. 22, 1974, 88 Stat. 51, provided in part that amendment of subsecs. (b) and (c) of this section and sections 1402, 1411, and 1412(a), other than last sentence of subsec. (a), of this title, by Pub. L. 93-254 shall become effective Mar. 22, 1974.