

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. RICE OF SOUTH CAROLINA**

At the end of title I, add the following:

1 SEC. 153. PROHIBITION ON EXCESS MITIGATION.

2 Section 404 of the Federal Water Pollution Control
3 Act (33 U.S.C. 1344) is amended by adding at the end
4 the following:

5 “(u) No governmental entity may carry out, or other-
6 wise provide for, compensatory mitigation, with respect to
7 a permit issued to the entity under this section, in excess
8 of the requirements for such mitigation under parts 320,
9 323, 325, and 332 of title 33, Code of Federal Regula-
10 tions, and part 230 of title 40, Code of Federal Regula-
11 tions.”.

